

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

**REGULAR MEETINGS
MONDAY, FEBRUARY 28, 1994**

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, February 28, 1994, with Councillor SerVaas presiding.

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

ROLL CALL

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

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

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

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,

Journal of the City-County Council

on Monday, February 28, 1994, 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

February 14, 1993

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, February 17, 1994, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 71, 1994, to be held on Monday, February 28, 1994, at 7:00 p.m., in the City-County Building.

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

February 15, 1994

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Acting Clerk of the City-County Council, Robert G. Elrod, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 2, 1994 - appropriating \$165,549 for Voters Registration to restore 1994 budget to election level by increasing Characters 01, 02, 03 and 04

GENERAL ORDINANCE NO. 15, 1994 - amending the Revised Code concerning the continuation of sewer user fees

GENERAL ORDINANCE NO. 16, 1994 - amending the Code concerning leaves for merit officers of the Indianapolis Police Department, Indianapolis Fire Department, and Marion County Sheriff's Department

GENERAL ORDINANCE NO. 17, 1994 - amending the Revised Code by revising the Council rules establishing committees

SPECIAL RESOLUTION NO. 8, 1994 - recognizing the services of Council Clerk Beverly S. Rippy

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 February 14, 1994. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 128, 1994. This proposal, sponsored by Councillor Short, recognizes hero Scott Thomas. Councillor Short read the resolution and presented a copy of the document to Mr. Thomas, who expressed appreciation for the recognition. Fire Chief Keith Smith presented a certificate to Scott Thomas proclaiming him an honorary firefighter. Mr. Thomas' parents were also present. Councillor Short moved, seconded by Councillor Gray, for adoption. Proposal No. 128, 1994 was adopted by unanimous voice vote.

Proposal No. 128, 1994 was retitled SPECIAL RESOLUTION NO. 9, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1994

A SPECIAL RESOLUTION recognizing hero Scott Thomas.

WHEREAS, heroes come in all sizes, shapes and ages; and Scott Thomas' moment came January 29, 1994, while he was on a routine delivery of Domino's Pizza; and

WHEREAS, while enroute to deliver his pizza, he noticed flames in the window of an apartment house on the 1200 block of South Churchman Avenue; and

WHEREAS, sizing up what needed to be done, he kicked in the front door but was driven back by smoke, he then ran to the back and was able to unlock a rear door by breaking a window, whereupon he heard children and went upstairs to lead a mother and her two children safely out of the burning house; and

WHEREAS, three people owe their lives to the alertness and bravery of Scott Thomas, who did the right thing that Saturday night; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes and commends eighteen-year-old Scott Thomas who rescued three people from a burning house on January 29, 1994.

SECTION 2. This city, and Scott's employer Domino's Pizza, is fortunate, indeed, to have such residents and employees.

SECTION 3. The Council wishes Scott well in his future endeavors.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 129, 1994. This proposal, sponsored by Councillor Coughenour, welcomes Shirley Jones to Indianapolis. Councillor Coughenour read the resolution and stated that it would be presented to Ms. Jones at the Circle Theatre on March 1, 1994. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 129, 1994 was adopted by unanimous voice vote.

Proposal No. 129, 1994 was retitled SPECIAL RESOLUTION NO. 10, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1994

A SPECIAL RESOLUTION welcoming Shirley Jones to Indianapolis.

WHEREAS, Shirley Jones, one of America's most celebrated motion picture stars, will be the guest of honor at a special free screening of her classic musical OKLAHOMA in celebration of the recent availability of American Movie Classics channel to all local homeowners who subscribe to cable television; and

WHEREAS, Shirley Jones, who won an Academy Award for her portrayal of Lulu Baines in ELMER GANTRY, also starred in such classic musicals as OKLAHOMA, CAROUSEL and THE MUSIC MAN, hosts American Movie Classics "Classics for the Family," seen every Sunday afternoon; and

WHEREAS, we, the members of the Indianapolis City-County Council are proud to welcome this screen legend to our community; 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 joins with Stephen Goldsmith, Mayor of Indianapolis, in welcoming Shirley Jones to our city.

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.

Councillor Gilmer asked for consent to hear Proposal No. 25, 1994 at this time. Consent was given.

PROPOSAL NO. 25, 1994. Councillor Giffin reported that the Parks and Recreation Committee heard Proposal No. 25, 1994 on February 28, 1994. The proposal, sponsored by Councillor Gilmer, approves the leasing of property within Eagle Creek Park by the Department of Parks and Recreation for the purpose of establishing a restaurant and marina facility. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Gilmer, for adoption.

Councillor Gilmer voiced his support of constructing a family-type restaurant and marina facility in Eagle Creek Park. He said it is a 25-year land lease and the City is guaranteed \$100,000 a year in rental income.

Councillor Giffin asked Leon Younger, Director, Department of Parks and Recreation, what guarantee the City has if this restaurant should cease operating. Mr. Younger said that the bank has a year to find another restaurant to operate under the same agreement. The City also has the option to purchase all of the lessee's interest in the facility.

Councillor Black asked if the City has any financial obligations with this lease agreement. Mr. Younger responded that the City has no financial obligations with this deal.

Proposal No. 25, 1994 was adopted on the following roll call vote; viz:

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

Proposal No. 25, 1994 was retitled SPECIAL RESOLUTION NO. 11, 1994 and reads as follows:

February 28, 1994

CITY-COUNTY SPECIAL RESOLUTION NO. 11, 1994

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 property by the Department of Parks and Recreation for the purpose of establishing a restaurant and marina facility.

SECTION 2. The property consists of approximately 10.5 acres in Eagle Creek Park, and is generally described as 4000 Dandy Trail.

SECTION 3. The annual rental payment for the restaurant operation upon commencement of the lease shall be \$90,000.00 and the annual fee for use of the marina shall be \$10,000.00.

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

The President stated that Proposal No. 716, 1993 would be next on the agenda.

PROPOSAL NO. 716, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 716, 1993 on February 23, 1993. The proposal conforms terms of appointments to the Public Defender Board to comply with amendments to the current ordinance. 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 Schneider, for adoption. Proposal No. 716, 1993 was adopted on the following roll call vote; viz:

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

0 NAYS:

2 NOT VOTING: *Hinkle, Jones*

Proposal No. 716, 1993 was retitled COUNCIL RESOLUTION NO. 41, 1994 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 41, 1994

A COUNCIL RESOLUTION to conform terms of appointments to the Public Defender Board to comply with amendments to the current ordinance.

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

SECTION 1. Council Resolution Nos. 29 and 156, 1993 are hereby amended to extend the terms of the appointments of Jon Bailey and Virginia McCarty to expire on December 31, 1995.

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

PROPOSAL NOS. 704, 710, 1993; 51, 55, 62, 73 and 74, 1994. The President stated that the eight board appointments would be voted on together. He said that these proposals were heard by various committees. PROPOSAL NO. 704, 1993. The proposal nominates C. Richard Petticrew to the Indianapolis Economic Development Commission. PROPOSAL NO. 710, 1993. The proposal reappoints Rudy Hightower to the Board of Public Safety. PROPOSAL NO. 51, 1994. The proposal reappoints David Stirman to the Indianapolis

Public Transportation Corporation Board. PROPOSAL NO. 55, 1994. The proposal reappoints Larna Spearman to the Citizens Police Complaint Board. PROPOSAL NO. 62, 1994. The proposal reappoints Susan Brooks to the Marion County Community Corrections Advisory Board. PROPOSAL NO. 73, 1994. The proposal appoints Ron Franklin to the Urban Enterprise Association. PROPOSAL NO. 74, 1994. The proposal appoints Leslie Duvall to the Marion County Community Corrections Advisory Board. By unanimous votes, the Committees have recommended to the full Council that Proposal Nos. 704, 710, 1993 and 51, 55, 62, and 74, 1994 be adopted. By a 5-1 vote, the Metropolitan Development Committee has recommended to the full Council that Proposal No. 73, 1994 be adopted.

Councillor West moved to amend Proposal No. 704, 1993, Section 1, by adding the text "for the term ending January 31, 1998" at the end of the sentence. Councillor McClamroch seconded the motion, and it passed by unanimous voice vote.

Councillor Beadling stated that she believes the board appointees should be present at the Council meeting when they are nominated so the public could see who they are. The President said that Councillor Beadling had a point and agrees that especially the new appointees should be present and voice their acceptance. He asked Councillor Beadling to give him further suggestions on this matter and how it could be administered easily.

Councillor McClamroch moved, seconded by Councillor West, for adoption of Proposal Nos. 704, 710 (as amended), 1993; and 51, 55, 62, and 74, 1994. These proposals were adopted by the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Short, Smith, West, Williams
0 NAYS:
5 NOT VOTING: Giffin, Golc, Jimison, Jones, Shambaugh

Proposal No. 704, 1993, as amended, was retitled COUNCIL RESOLUTION NO. 42, 1994 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 42, 1994

A COUNCIL RESOLUTION nominating C. Richard Petticrew for reappointment to the Indianapolis Economic Development Commission for the term ending January 31, 1998.

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

SECTION 1. The Council nominates C. Richard Petticrew for reappointment by the mayor to the Indianapolis Economic Development Commission.

Proposal No. 710, 1993 was retitled COUNCIL RESOLUTION NO. 43, 1994 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 43, 1994

A COUNCIL RESOLUTION reappointing Rudy Hightower to the Board of Public Safety.

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

February 28, 1994

SECTION 1. As a member of the Board of Public Safety, the Council appoints:

Rudy Hightower

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 51, 1994 was retitled COUNCIL RESOLUTION NO. 44, 1994 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 1994

A COUNCIL RESOLUTION reappointing David A. Stirsman to the Indianapolis Public Transportation Corporation Board.

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

SECTION 1. As a member of the Indianapolis Public Transportation Corporation Board, the Council appoints:

David A. Stirsman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 55, 1994 was retitled COUNCIL RESOLUTION NO. 45, 1994 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 45, 1994

A COUNCIL RESOLUTION reappointing Larna Spearman to the Citizens Police Complaint Board.

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

SECTION 1. As a member of the Citizens Police Complaint Board, the Council appoints:

Larna Spearman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 62, 1994 was retitled COUNCIL RESOLUTION NO. 46, 1994 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 1994

A COUNCIL RESOLUTION reappointing Susan Brooks to the Marion County Community Corrections Advisory Board.

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

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

Susan Brooks

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 73, 1994 was retitled COUNCIL RESOLUTION NO. 47, 1994 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 1994

A COUNCIL RESOLUTION appointing Ron Franklin to the Urban Enterprise Association.

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

SECTION 1. As a member of the Urban Enterprise Association, the Council appoints:

Ron Franklin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 74, 1994 was retitled COUNCIL RESOLUTION NO. 48, 1994 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 48, 1994

A COUNCIL RESOLUTION appointing Leslie Duvall to the Marion County Community Corrections Advisory Board.

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

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

Leslie Duvall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 107, 1994. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a salary administration plan for the City"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 108, 1994. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE approving a new salary schedule for bi-weekly civilian employees"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 109, 1994. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE

approving a new salary schedule for bi-weekly employees of the Police Special Service District"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 110, 1994. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE approving a new salary schedule for bi-weekly employees of the Fire Special Service District"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 111, 1994. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE approving a new salary schedule for bi-weekly employees of the Solid Waste Collection Special Service District"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 112, 1994. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,073,000 for the Department of Public Safety, Police Division, to consolidate 1994 cumulative capital funds in Character 04 to purchase police patrol vehicles"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 113, 1994. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$82,910 for Metropolitan Emergency Communications Agency to fund shortfall in its 1994 budget caused by conversion from City to County payroll and to cover increase in data circuit charges"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 114, 1994. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$19,138 for the Court Administrator Agency to defray the cost of the second and last phase of the construction project of its new offices"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 115, 1994. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$30,000 for Forensic Services Agency to cover supplies and equipment to train an Arab police examiner in DNA analysis funded by Abu Dhabi and deposited in the County General Fund last year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 116, 1994. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by updating the county corrections fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 117, 1994. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code dealing with the collection of grass"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 118, 1994. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code authorizing

intersection controls for Windcombe subdivision (District 2)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 119, 1994. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Quail Creek subdivision (District 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 120, 1994. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Lakeside Woods subdivision (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 121, 1994. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Admirals Sound subdivision (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 122, 1994. Introduced by Councillors Gilmer and SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Brettonwood subdivision (Districts 1, 2)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 123, 1994. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Ashworth subdivision (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 124, 1994. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at High School Road and 52nd Street (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 125, 1994. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at Moller Way and Pike Plaza Road (District 9)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 126, 1994. Introduced by Councillors O'Dell and Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Cumberland Road, Muessing Street, and 10th Street (Districts 12, 13)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 127, 1994. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a loading zone on Indiana Avenue for Forest McGinnis Interiors, Inc. (District 16)"; and the President referred it to the Capital Asset Management Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 102 and 103, 1994. The President ruled that these two proposals would be voted on together. PROPOSAL NO. 102, 1994. The proposal amends Special Resolution No. 72, 1990, by extending the expiration date for Homeward Partners, Inc. through August 31, 1994. PROPOSAL NO. 103, 1994. The proposal amends Special Resolution No. 45, 1993, as amended by extending the expiration date for Brulin & Company, Inc. through August 31, 1994. Councillor Borst reported that the Economic Development Committee heard Proposal Nos. 102 and 103, 1994 on February 17, 1994. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Borst moved, seconded by Councillor Jones, for adoption. Proposal Nos. 102 and 103, 1994 were adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, McClamroch, Mullin, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

5 NOT VOTING: Golc, Jones, Moriarty Adams, Rhodes, Ruhmkorff

Proposal No. 102, 1994 was retitled SPECIAL RESOLUTION NO. 12, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 1994

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1990, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1990, as amended, (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Homeward Partners, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1993 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; 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 finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1993, contained therein and replacing said date with the date of August 31, 1994.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 103, 1994 was retitled SPECIAL RESOLUTION NO. 13, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 1994

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1990, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 45, 1993 (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Brulin & Company, Inc. (the "Company") which Inducement Resolution set an expiration date of February 28, 1994 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; 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 finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of February 28, 1994, contained therein and replacing said date with the date of August 31, 1994.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

PROPOSAL NO. 104, 1994. Councillor Borst reported that the Economic Development Committee heard Proposal No. 104, 1994 on February 17, 1994. The proposal approves the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Bonds, Series 1991 (Cantor & Coleman II Project) and approves and authorizes other actions in respect thereto. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Smith, for adoption. Proposal No. 104, 1994 was adopted on the following roll call vote; viz:

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

0 NAYS:

5 NOT VOTING: Franklin, Gilmer, Golc, Gray, Jones

Proposal No. 104, 1994 was retitled SPECIAL ORDINANCE NO. 1, 1994 and reads as follows:

February 28, 1994

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 1994

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Bonds, Series 1991 (Cantor & Coleman II Project) and approving and authorizing other actions in respect thereto.

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

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

WHEREAS, the Act provides that an issuer may pursuant to the Act issue revenue bonds and lend the proceeds thereof to a corporation for the purpose of refunding bonds which were issued 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 City of Indianapolis, Indiana (the "Issuer") and Cantor & Coleman II, a general partnership organized and existing under the laws of the State of Indiana (the "Partnership"), entered into a Loan Agreement dated as of July 1, 1991 (the "Loan Agreement"), pursuant to which the Issuer agreed to lend to the Partnership the proceeds from the sale of the Issuer's \$3,215,000 City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Bonds, Series 1991 (Cantor & Coleman II Project) (the "Bonds"); and

WHEREAS, pursuant to the Loan Agreement, the Partnership executed and delivered to the Issuer a promissory note dated July 31, 1991, in the principal amount of \$3,215,000 (the "Partnership Note"); and

WHEREAS, the Bonds were issued under a Trust Indenture between the Issuer and Peoples Bank & Trust Company, as trustee (the "Trustee"), dated as of July 1, 1991 (the "Indenture"), pursuant to which the Issuer assigned to the Trustee all right, title and interest of the Issuer in and to (i) the Revenues (as defined in the Indenture), including, without limitation, all Loan Payments (as defined in the Indenture) and other amounts receivable by or on behalf of the Issuer under the Loan Agreement in respect of repayment of the Loan (as defined in the Indenture); (ii) the Loan Agreement, except for the Unassigned Issuer's Rights (as defined in the Indenture); and (iii) the Partnership Note; and

WHEREAS, pursuant to the Indenture, the Issuer endorsed the Partnership Note, without recourse, to the Trustee; and

WHEREAS, on December 31, 1993, Coleman sold to Cantor and Cantor purchased from Coleman, the interest in the Partnership then owned by Coleman, pursuant to a Separation Agreement among Cantor, Coleman, Hamilton Displays, Inc. (the "Corporation") and the Partnership, dated December 31, 1993 (the "Separation Agreement") (such purchase and sale, and all other transactions described in or contemplated by the Separation Agreement, collectively, the "Dissolution"); and

WHEREAS, \$3,020,000 aggregate principal amount of the Bonds remains outstanding on the date hereof; and

WHEREAS, the Corporation, Daniel Cantor and Joel G. Coleman have requested that by an Assumption Agreement, that the Corporation be substituted for and in place of the Partnership as the Borrower (as defined in the Loan Agreement) under the Loan Agreement, with the same force and effect as though the Corporation, and not the Partnership, had originally executed and delivered the Loan Agreement as the Borrower thereunder; and

WHEREAS, the bondholder, Bank One, Indianapolis, NA (the "Bank"), has joined in the request and will consent thereto; and

WHEREAS, the Indianapolis Economic Development Commission on February 2, 1994 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the Assumption Agreement in the form presented at that meeting complies with the purposes and provisions of the Act and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens, 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 execution of the Assumption Agreement will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Assumption Agreement approved by the Indianapolis Economic Development Commission is hereby approved and shall be kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Assumption Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Assumption Agreement approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Assumption Agreement approve changes therein and also in any 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 Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 4. The provisions of this ordinance, the Assumption Agreement shall constitute a contract binding between the City of Indianapolis and the parties to the Assumption Agreement, and after the execution of the Assumption Agreement, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Assumption Agreement shall remain in effect.

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

PROPOSAL NO. 105, 1994. Councillor Borst reported that the Economic Development Committee heard Proposal No. 105, 1994 on February 17, 1994. The proposal is an inducement resolution for Enterprise Housing Brookside, Inc. in a amount not to exceed \$1,500,000 for the acquisition and renovation of the existing 140 unit multifamily residential rental project known as Brookside Courts Apartments located at 1840 Perkins Avenue. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Franklin, for adoption. Proposal No. 105, 1994 was adopted on the following roll call vote; viz:

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

0 NAYS:

1 NOT VOTING: Jones

Proposal No. 105, 1994 was retitled SPECIAL RESOLUTION NO. 14, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1994

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Enterprise Housing--Brookside, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, renovation, installation and equipping of the existing 140 unit multifamily residential rental project known as Brookside Courts Apartments located at 1840 Perkins Avenue, Indianapolis, Indiana on approximately

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3 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (four (4) jobs at the end of one year and three years plus the creation of a construction job payroll over the renovation period) and the creation of business opportunities to be achieved by the acquisition, construction, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

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

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention and creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the retention and creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires August 31, 1994, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included

as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

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

PROPOSAL NO. 106, 1994. Councillor Borst reported that the Economic Development Committee heard Proposal No. 106, 1994 on February 17, 1994. The proposal amends and supplements Special Ordinance No. 14, 1993, relating to the issuance of City of Indianapolis, Indiana Multifamily Housing Revenue Bonds (Sunrise Apartments Project located at 4514 Candletree Circle) Series A, B and C in the total aggregate principal amount not to exceed \$6,000,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Jones, for adoption. Proposal No. 106, 1994 was adopted on the following roll call vote; viz:

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

0 NAYS:

3 NOT VOTING: Coughenour, Gray, Jones

Proposal No. 106, 1994 was retitled SPECIAL ORDINANCE NO. 2, 1994 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 1994

A SPECIAL ORDINANCE amending City-County Special Ordinance No. 14, 1994 relating to the issuance by the City of Indianapolis of its "Multifamily Housing Revenue Bonds (Sunrise Apartments Project) Series A, Taxable Series B, and Series C" in an aggregate principal amount not to exceed \$6,000,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County (the "City-County Council") has heretofore, on November 22, 1993, adopted Special Ordinance No. 14, 1993 entitled "A Special Ordinance Authorizing the City of Indianapolis to issue its "Multifamily Housing Revenue Bonds (Sunrise Apartments Project) Series A, Taxable Series B, and Series C" in an aggregate principal amount not to exceed \$6,000,000 and approving and authorizing other actions in respect thereto (the "Special Ordinance"); and

WHEREAS, the City-County Council, pursuant to the Special Ordinance, previously approved the final forms of the Loan Agreement, Indenture, Regulatory Agreement, Bond Purchase Agreement, Preliminary Official Statement, Preliminary Confidential Placement Memorandum, and the form of the Multifamily Housing Revenue Bonds (Sunrise Apartments Project) Series A, Taxable Series B, and Series C (collectively, the "Bonds") (hereinafter referred to collectively as the "Financing Documents") and;

WHEREAS, the Financing Documents provided for the Series C bonds to be issued in minimum denominations of \$100,000 and it is now desired that the Series C bonds be issued in minimum denominations of \$5,000; and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") on February 9, 1994, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the denomination provisions set forth in the Financing Documents should be amended with respect to the Series C bonds; and

WHEREAS, the Commission has approved the final form of a First Amendment to Trust Indenture (the "First Amendment"), dated as of February 1, 1994, by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

February 28, 1994

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

SECTION 1. The form of the First Amendment is hereby approved and such First Amendment shall be kept on file by the Clerk of the Council or City Controller. Two (2) Copies of the First Amendment are on file in the office of the Clerk of the Council for public inspection.

SECTION 2. The Mayor and City Clerk are authorized and directed to execute those Financing Documents, including the First Amendment, 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 the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, 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 Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 3. The provisions of this ordinance and the First Amendment shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

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

PROPOSAL NOS. 130-134, 1994. Introduced by Councillor West. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 23, 1994."

Councillor Dowden made the following motion:

Mr. President:

I move that Proposal No. 130, 1994 (Rezoning Petition No. 93-Z-157) be scheduled for a hearing before this Council at its next regular meeting on March 21, 1994 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

Councillor Schneider seconded the motion and it passed by unanimous voice vote. Proposal No. 130, 1994 is identified as follows:

93-Z-157 LAWRENCE TOWNSHIP. COUNCILMANIC DISTRICT # 4.
7990 CASTLETON ROAD (approximate address), INDIANAPOLIS.
M & R PARTNERSHIP, by Brian J. Tuohy, requests the rezoning of 18.422 acres, being in the I-2-S District, to the C-5 classification to provide for a family entertainment center.

Mr. Elrod read the following announcement:

This Council will hold a public hearing on Rezoning Petition No. 93-Z-157, Council Proposal No. 130, 1994, at its next regular meeting on March 21, 1994, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 18.422 acres at 7990 Castleton Road from I-2-S to C-5 classification to provide for a family entertainment center.

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

The Council did not schedule Proposal Nos. 131-134, 1994 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 131-134, 1994 were retitled REZONING ORDINANCE NOS. 22-25, 1994 and are identified as follows:

REZONING ORDINANCE NO. 22, 1994. 94-Z-7 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.

1602-1624 NORTH NEW JERSEY STREET (approximate address) INDIANAPOLIS.
HENRY L. JOHNSON, by Michael D. Keele, requests the rezoning of 0.86 acre, being in the C-4 District, to the D-8 classification to provide for single-family residential dwellings.

REZONING ORDINANCE NO. 23, 1994. 94-Z-13 (Amended) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.

7791 CRAWFORDSVILLE ROAD, (approximate address), INDIANAPOLIS.
INDIANAPOLIS POWER AND LIGHT COMPANY, by Robert C. Crews II, requests the rezoning of 4.6 acres, being in the SU-43 (FF) and SU-8 (FF) Districts, to the SU-18 (FF) classification to provide for an electrical substation.

REZONING ORDINANCE NO. 24, 1994. 94-Z-18 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 19.

1451 SOUTH GIRLS SCHOOL ROAD (approximate address), INDIANAPOLIS.
E.J. BILL SIMPSON, by William V. Barteau, requests the rezoning of 11.7 acres, being in the D-6II District, to the 1-2-S classification to provide for construction of light manufacturing, office and warehouse facilities.

REZONING ORDINANCE NO. 25, 1994. 94-Z-19 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 4.

7340 EAST 86TH STREET (approximate address), INDIANAPOLIS.
EPI PRINTERS, INC. requests the rezoning of 4.99 acres, being in the C-1 District, to the C-S classification to provide for construction of a building for printing operations.

Councillor Coughenour stated that Proposal No. 117, 1994, dealing with the collection of grass, will affect everyone. She asked the Councillors for their suggestions and comments concerning public hearings on the proposal.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 22, 1994. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 22, 1994 on February 9 and 28, 1994. The proposal appropriates \$3,059,900 for the Department of Administration, Indianapolis Fleet Services Division, to purchase replacement vehicles for its fleet. 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 8:00 p.m.

Jack D. Clark, Indianapolis citizen, voiced his concern with the economic condition of Center Township.

Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 22, 1994 was adopted on the following roll call vote; viz:

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

Proposal No. 22, 1994 was retitled FISCAL ORDINANCE NO. 3, 1994 and reads as follows:

February 28, 1994

CITY-COUNTY FISCAL ORDINANCE NO. 3, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Three Million Fifty-nine Thousand Nine Hundred Dollars (\$3,059,900) in the Consolidated County Fund for purposes of the Department of Administration, Indianapolis Fleet Services Division, and 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 1994, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Indianapolis Fleet Services Division, to purchase replacement vehicles for its fleet.

SECTION 2. The sum of Three Million Fifty-nine Thousand Nine Hundred Dollars (\$3,059,900) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF ADMINISTRATION</u> <u>INDIANAPOLIS FLEET SERVICES</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	\$3,059,900
TOTAL INCREASE	\$3,059,900

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

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered Consolidated County Fund	\$3,059,900
TOTAL REDUCTION	\$3,059,900

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

PROPOSAL NO. 26, 1994. The proposal appropriates \$8,413 for the Superior Court, Criminal Division, Room Five, to fund an additional clerk's position. Councillor Dowden asked for consent to postpone Proposal No. 26, 1994 until March 21, 1994. Consent was given.

PROPOSAL NO. 71, 1994. The proposal appropriates \$652,500 for the Department of Administration, Administrative Services Division, to finance the Neighborhood Revitalization Initiative program funded by private foundation grants. Councillor Rhodes asked for consent to postpone Proposal No. 71, 1994 until March 21, 1994. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 634, 1993. The proposal appoints David Mark Howell to the Marion County Animal Control Board. Councillor Dowden asked for consent to strike Proposal No. 634, 1993. Consent was given.

PROPOSAL NO. 655, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 655, 1993 on January 5, February 2 and 23, 1994. The proposal, sponsored by Councillors Beadling, Gilmer, McClamroch, Moriarty Adams, Short and SerVaas, amends the Code concerning numbering buildings. By a 8-1 vote on February 23, 1994, the Committee reported the proposal to the Council with the

recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Beadling, for adoption.

Councillor Black moved to amend Proposal No. 655, 1993, Sec. 28-306, by increasing the size of numbers used on residences from three inches to four inches. Councillor Boyd seconded the motion.

Councillor McClamroch stated that the motion is out of order because it is not in writing.

Councillors Coughenour and Schneider both voiced their opposition to Councillor Black's amendment.

Councillor Black withdrew his motion, and Councillor Boyd withdrew his second to the motion.

Proposal No. 655, 1993, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
1 NAY: Franklin
2 NOT VOTING: Rhodes, Williams

Proposal No. 655, 1993, as amended, was retitled GENERAL ORDINANCE NO. 18, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 18, 1994

A GENERAL ORDINANCE amending Chapter 28, Article VI, concerning numbering buildings, to change the responsibility for determining address numbers and to change the enforcement provisions for failure to post building numbers.

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

SECTION 1. Chapter 28, Article VI, of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

ARTICLE VI. NUMBERING BUILDINGS.

Sec. 28-298. Base lines for numbering.

(a) All lots, houses or buildings located on the north and south directional streets, or on streets running approximately in a northerly or southerly direction, shall be numbered from Washington Street and a continuation of the line of Washington Street in an east and west direction, as a base line, to Rockville Road at 3500 west whereupon Rockville Road becomes the baseline, beginning with number 1 at the north line of Washington Street and increasing towards the north, and beginning with number 1 at the south line of Washington Street and increasing towards the south.

(b) All lots, houses or buildings located on east and west directional streets, or on streets running approximately in an easterly or westerly direction, shall be numbered from Meridian Street, and a continuation of the line of Meridian Street in a north and south direction, as a base line, beginning with number 1 at the east line of Meridian Street and increasing towards the east, and beginning with number 1 at the west line of Meridian Street and increasing towards the west.

Sec. 28-299. Directional initials.

(a) All north and south streets, or streets running in a northerly and southerly direction, and so provided by this article to be numbered on the north and south house numbering basis, shall bear the prefix "N." or "S." according to their location with reference to Washington Street.

(b) All east and west streets, or streets running in an easterly or westerly direction, and so provided to be numbered by this article on the east and west house numbering basis, shall bear the prefix "E." or "W." according to their location with reference to Meridian Street.

Sec. 28-300. Allocations of block numbers.

(a) There shall be assigned by the ~~board of public works~~ metropolitan development department, or under its direction, to each mile on all streets within the city, eight hundred (800) to one thousand (1,000) numbers, or approximately one hundred (100) numbers to each one-eighth to one-tenth of a mile, representing the average length of city blocks. Such numbers, in the second and subsequent blocks, or in sections thereof, if not intersected by any street for two (2) or more blocks, shall be changed from one hundred (100) to the succeeding hundred at the intersecting street, if any, nearest the one-eighth to one-tenth of a mile line, or at such intervals where there are no intersecting or entering streets.

(b) Avenues and diagonal streets shall take numbers for each block to correspond, as nearly as practicable, with those indicating the distance north or south, or east or west, of streets intersecting said avenues or diagonal streets.

Sec. 28-301. Utilization of odd and even numbers.

(a) The even numbers on north and south streets, or streets running in a northerly or southerly direction, shall be on the west side of the streets. The even numbers on east and west streets, or streets running in an easterly or westerly direction, shall be on the north side of the streets.

(b) The odd numbers shall be respectively on the east or south sides of all streets.

Sec. 28-302. Assignment of number.

There shall be assigned by the ~~board of public works~~ metropolitan development department, or under its direction, to each lot, part of a lot or parcel of land, or to each residence, apartment building or place of business, its legal number, selected from one or more numbers assigned to any lot.

Sec. 28-303. Notice of assigned number.

The ~~board of public works~~ metropolitan development department, upon request, shall inform the owner, ~~agent or person in possession~~ of any premises as to the proper number thereof.

Sec. 28-304. Display.

(a) ~~A building number assigned pursuant to this article shall be prominently displayed on the premises only on improved public and private lots and parcels, and such building numbers shall be displayed only on improvements erected on such lot or parcel of land. posted so that the number can readily be seen from the street:~~

- (1) on the building, on or near the main entrance door, and/or
- (2) on a decorative display, painted on a street curb or mailbox near the street, but identifiable as being associated with its corresponding house or business.

(b) Businesses that regularly use a back door for deliveries or customers shall also display the proper building number on or near that secondary entrance.

(c) Any dwelling that abuts an alley that is used by motor vehicles must not only display its building number on the front, but also display its building number visible from the back alley side of the property.

Sec. 28-305. Acquisition of numerals.

All numerals used to comply with this article, unless provided by the city, shall be acquired at the cost of, and shall be placed and maintained by, the owner or occupant of the premises in a conspicuous place on or near the entrance to the building to which they are to be attached, or on the premises where readily visible; however, ~~the board of public works~~ metropolitan development department, in its discretion, may furnish all or any of such numbers free, or at the cost thereof, or may require the owner of each lot or parcel to do so at ~~his~~ the owner's own cost.

Sec. 28-306. Size of numerals.

Each of the numerals of building numbers shall be kept legible. Those used for a residence or apartment building shall be not less than three (3) inches in height, and those used for a store or place of business shall be not less than four (4) inches in height, unless otherwise ordered or permitted by the ~~board of public works~~ metropolitan development department.

Sec. 28-307. Replacement of numerals.

When numerals representing building numbers are removed or become illegible, or if the ~~board of public works~~ metropolitan development department so requires, such numerals shall be renewed or replaced by the owner or occupant of the premises.

Sec. 28-308. Adjustment of numbers.

It shall be the duty of the ~~board of public works~~ metropolitan development department to adjust and reassign building numbers in all cases where there is a mistake or conflict in the numbers.

Sec. 28-309. Change of numbers.

Whenever any house or building has been numbered or renumbered in accordance with the provisions of this article, the number shall not be changed or altered without application to and consent of the ~~board of public works~~ metropolitan development department.

Sec. 28-310. Violations and enforcement.

(a) It shall be the duty of the owner, ~~agent or person in possession~~ of any building in the city to comply with all provisions of this article relating to the placing and maintaining of a building number.

(b) Any person, being the owner, ~~occupant, agent or person in possession~~ of any building in the city, who ~~for thirty (30) days~~ neglects or refuses to place or to maintain the proper number for any public or private building owned, managed or occupied by ~~him~~ such person in conformity with the provisions of this article, after being assigned a number and ~~thereby being notified by the board of public works to do so, upon conviction, shall be fined five dollars (\$5.00), and a further penalty of not exceeding ten dollars (\$10.00) shall be imposed for each thirty (30) days thereafter that he shall neglect or refuse to number such building; and the board of public works may arrange with the postmaster to discontinue mail deliveries to such premises while the such violation continues.~~ shall be in violation of this article.

(c) The provisions of this article requiring numerals to be on buildings may be enforced by any public safety officer including reserves and volunteers acting in their official capacity, and by designated employees of the city departments of metropolitan development, public works and capital asset management acting in their official capacity.

(d) Monies collected from the enforcement of this article shall be remitted to the department or agency that instituted the enforcement action, minus reasonable processing expenses, no less frequent than semiannually.

Sec. 28-311. Penalties.

(a) The first premises address violation in any calendar year shall be subject to a written warning explaining how to correct the violation and explaining subsequent violation penalties.

(b) A second premises address violation in any calendar year after thirty (30) days of the warning shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County.

(c) All subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

SECTION 2. Sec. 103-52 of the Revised Code of the Consolidated City and County, be, and is hereby, amended by inserting the underlined text, to read as follows:

Sec. 103-52. Schedule of Code Provisions and Penalties. The following code (or ordinance) provisions and respective civil penalties are designated for enforcement through the ordinance violations bureau:

<u>Code Section</u>	<u>Subject Matter</u>	<u>Civil Penalty</u>
4-71	Open burning	50.00
6-4	Animal at large - 1st offense in calendar year	50.00
6-71	Unlicensed dog - 1st offense in calendar year	50.00
6-150	Unvaccinated dog or cat - 1st offense in calendar year	50.00
7-20	Swimming in unguarded waters - 1st offense in calendar year	50.00
17-151	Sale of tobacco products without license - 1st offense	45.00
17-154	Prohibited distributions of tobacco products - 1st offense	45.00
17-780	Unlicensed transient merchant - 1st offense in calendar year	50.00
17½-8	Littering on premises of another	45.00
17½-17	Vehicle losing its load - 1st offense in calendar year	50.00
18-2	Unlawful noise - 1st offense in calendar year	50.00
20-9	Loitering - 1st offense in calendar year	50.00
20-46	Noisy house - 1st offense in calendar year	50.00
21½-14	3rd false alarm in calendar year	20.00
21½-14	4th false alarm in calendar year	30.00
21½-14	5th through 7th false alarm in calendar year	40.00
22-2	In park after hours - 1st offense in calendar year	50.00
22-9	Alcohol in park - 1st offense in calendar year	50.00
28-16	Parking prohibited for street repairs and cleaning	12.50
<u>28-311</u>	<u>Premises address violation - 2nd offense in calendar year</u>	<u>25.00</u>
29-8	Pedestrian violations	12.50
29-27	Parking when temporarily prohibited	12.50
29-97	Display of unauthorized traffic controls	12.50
29-98	Interference with traffic control devices	12.50
29-123	Unlawful use of horn or sounding device	15.00
29-223	Unlawfully parked trailer	12.50
29-252	Unlawful parking on sidewalk, in crosswalk, or adjacent yard	25.00
29-253	Unlawful parking in certain school areas	12.50
29-254	Unlawful manner of parking	12.50
29-255	No required lights on certain parked vehicles	12.50
29-256.1	Violation of handicapped parking restrictions	45.00
29-256.2	Unlawful parking in handicapped parking meter zone	45.00
29-257	Unloading perpendicular to curb without permit	12.50
29-258	Unlawful use of bus stops and taxicab stand	12.50
29-259	Unlawful use of passenger and loading zones	12.50
29-260	Unlawful parking adjacent to certain buildings	12.50
29-262	Unlawful parking for display for sale or advertising	12.50
29-263	Unlawful parking for more than 6 hours	12.50
29-264	Unlawful parking of commercial vehicles at night	12.50
29-265	Unlawful parking in alleys or on certain narrow streets	12.50
29-266	Unlawful parking in designated special parking areas	12.50
29-267	Parking on certain streets where prohibited at all times	12.50
29-268	Stopping, standing or parking on streets where prohibited at all times	12.50
29-269	Parking on certain streets where prohibited at all times on certain days	12.50
29-270	Parking on certain streets when prohibited at certain times on certain days	12.50

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29-271	Stopping, standing or parking during prohibited hours on certain days on certain streets. If between hours of 6:00 a.m. - 9:00 a.m., 7:00 a.m. - 9:00 a.m., 3:00 p.m. - 6:00 p.m., 4:00 p.m. - 6:00 p.m.	25.00
29-272	Parking longer than permitted on certain streets at certain times on certain days	12.50
29-284	Parking in excess of time permitted in parking meter zone	12.50
29-291	Parking in meter zone when temporarily prohibited	12.50
29-297	Overtime parking in metered parking space	12.50
29-321	Unlawful parking during snow emergency	25.00
29-335	Leaving taxicab unattended	12.50
29-336	Unlawful parking of bus or taxicab	12.50
29-337	Unlawful parking in certain mailbox zones	12.50
29-341	Unlawful stopping, standing or parking near fire hydrant	45.00
29-342	Unlawful obstruction of fire lane	25.00
29-398	Unlawful loading or unloading of private bus	12.50
29-400	Unlawfully stopping of food vendor vehicle	12.50
29-401	Violation of noise restriction on food vendors	12.50
29-403	Failure of food vending vehicle to display required warnings	12.50
29-403.2	Unlawful vending for other than curb side of vending vehicle	12.50
29-406	Operation of bicycle without required equipment	12.50
29-407	Unlawful operation of bicycle	12.50
29-424	Operation of unregistered bicycle	7.50
29-440	Consumption or possession by operator of motor vehicle - 1st offense in calendar year	50.00
29-441	Operating motor vehicle containing open alcoholic beverages 1st offense in calendar year	50.00

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

PROPOSAL NO. 687, 1993. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 687, 1993 on February 23, 1994. The proposal amends the Code to provide for the use of automated ordinance violation citations. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Don Waterman, Administrator, Parking Management Division, Department of Capital Asset Management, said that the computer system will help to upgrade the service and efficiency of the Ordinance Violations Bureau, and there will be administrative savings with the purchase of hand-held meter ticket writers.

Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 687, 1993 was adopted on the following roll call vote; viz:

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

Proposal No. 687, 1993 was retitled GENERAL ORDINANCE NO. 19, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 19, 1994

A General Ordinance amending the Code to provide for the use of automated ordinance violation citations.

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

SECTION 1. Chapter 103 of the Code of Indianapolis and Marion County is amended by deleting the stricken through text and inserting the underlined text to read as follows:

Sec. 103-53. Late charges.

If a violation subject to the procedures in this article is admitted more than seven (7) days after issuance of the ~~complaint~~ citation, the ordinance violations bureau shall add a late charge of five dollars (\$5.00) per violation to the amount otherwise payable under this article and shall accept such payment if the violation has not been referred to the legal division and may accept such payment with consent of the legal division if the violation has been referred to the legal division.

Sec. 103-54. Notice, manual and automated complaints and summons ordinance violation citations.

Any official, authorized to issue ~~complaints and summons citations~~ citations for violations scheduled in this article, shall at the time of giving notice of such violation advise the alleged violator that such violation may be admitted and, if admitted, is subject to payment of a fixed civil penalty under this article. Such information may be printed on such notice, ~~complaint or summons citation~~. A copy of the manual complaint or summons citation shall be filed with the ordinance violations bureau by the issuing official no later than noon of the next business day following its issuance. The automated citation data shall be transferred to the main computer system in the ordinance violations bureau. Failure to file the ~~complaint or summons citation~~ citation or transfer the data shall not affect its validity or the alleged violator's option to admit the violation and pay the fixed civil penalty.

Sec. 103-55. Form of manual and automated complaint and summons ordinance violation citations.

(a) For violations subject to the procedures of this article, the manual complaint and summons citation shall be serially numbered, executed in triplicate and contain the following information:

- (1) The date and time of issuance.
- (2) The specific violation of which ~~complaint~~ citation is made.
- (3) The date and location of the violation.
- (4) The name and address of the person alleged to have committed the violation, if known or readily obtainable.
- (5) The license plate number of the motor vehicle and the name and address of its owner, if the violation involves a motor vehicle and the owner's name and address are known.
- (6) The signature of the official issuing the ~~complaint~~ citation.
- (7) The badge number, if any, of the official.
- (8) The duty of the alleged violator to appear.

(b) For violations subject to the procedures of this article, the automated citation shall be restricted to parking violations and comply with the requirements in subsection (a), except as provided below:

- (1) The automated ticket writing device shall produce a single citation with the data from the citation being transferred to the main computer system in the ordinance violations bureau.
- (2) The automated citation shall not contain the signature of the official issuing the citation, but shall contain the officer's name and code number in computer generated form.
- (3) The automated citation shall contain the license plate number of the vehicle and may contain other information, including vehicle information or the owner's name and address, if known.

Sec. 103-56. Service of ~~complaint~~ citation.

A ~~complaint~~ citation of a violation subject to this article shall be served by the issuing official upon the alleged violator; service may be as follows:

- (1) If the alleged violator is present, it shall be delivered personally to the alleged violator.

- (2) If the alleged violator is not present and the violation involves specific premises, it shall be served on the owner or other person in possession of the premises either in person or by certified mail, return receipt requested.
- (3) If the alleged violator is not present and the violation involves a motor vehicle, it shall be delivered either to any competent person in possession or in charge of the motor vehicle or, if no such person is present, to the owner or operator of the motor vehicle by posting or attaching the written ~~complaint and notice~~ citation in a conspicuous space upon the vehicle.

Sec. 103-57. Duty to appear.

Any person upon whom a ~~complaint and summons are~~ citation is issued pursuant to this article shall appear in person or by attorney at the ordinance violations bureau, or such other place as is approved by the violations clerk, to either admit or deny the violation within seven (7) days of the date of issuance of the ~~complaint~~ citation.

Sec. 103-59. Procedure on denial of violation, failure to appear or failure to pay.

If a person upon whom a ~~complaint and summons are~~ citation is served pursuant to this article:

- (1) Appears and denies the violation; or
- (2) Fails to appear and either admit or deny the violation within ten (10) days of issuance of the ~~complaint and summons~~ citation; or
- (3) Fails to pay the specified civil penalty within seven (7) days after admitting the violation;

the violations clerk shall report such circumstances to the legal division for appropriate court proceedings against such person.

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

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

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NOS. 77, 78, 79, 80, 81, 82, 83, 84, 85 and 86, 1994. Councillor Gilmer asked for consent to vote on these ten transportation proposals together. Consent was given. PROPOSAL NO. 77, 1994. The proposal amends the Code by authorizing intersection controls for Southern Lakes subdivision (District 23). PROPOSAL NO. 78, 1994. The proposal amends the Code by authorizing intersection controls for Hartman Farms subdivision (District 12). PROPOSAL NO. 79, 1994. The proposal amends the Code by authorizing intersection controls for Admirals Bay subdivision (District 5). PROPOSAL NO. 80, 1994. The proposal amends the Code by authorizing intersection controls for Oakforge Lakes subdivision (District 9). PROPOSAL NO. 81, 1994. The proposal amends the Code by authorizing intersection controls for the Chestnut Hills subdivision (District 1). PROPOSAL NO. 82, 1994. The proposal amends the Code by authorizing a multi-way stop at McFarland Boulevard and Poppypeed Drive (District 24). PROPOSAL NO. 83, 1994. The proposal amends the Code by authorizing a multi-way stop at Cricklewood Road and 65th Place (District 4). PROPOSAL NO. 84, 1994. The proposal amends the Code by authorizing a

multi-way stop at Lee Road and 63rd Street (District 5). PROPOSAL NO. 85, 1994. The proposal amends the Code by authorizing a multi-way stop at Avalon Lane, Hillcrest Country Club Road, and Hillcrest Lane (District 4). PROPOSAL NO. 86, 1994. The proposal amends the Code by authorizing a multi-way stop at Delaware Street and 55th Street (District 7). Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 77, 78, 79, 80, 81, 82, 83, 84, 85 and 86, 1994 on February 23, 1994. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Smith, for adoption. Proposal Nos. 77, 78, 79, 80, 81, 82, 83, 84, 85 and 86, 1994, were adopted on the following roll call vote; viz:

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

0 NAYS:

2 NOT VOTING: Gilmer, Williams

Proposal No. 77, 1994 was retitled GENERAL ORDINANCE NO. 20, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 20, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
48, Pg. 1	Cheri Ci & Janel Dr	Janel Dr	Yield
48, Pg. 1	Cheri Ct & Janel Dr	Janel Dr	Yield
48, Pg. 1	Connie Ct & Connie Dr	Connie Dr	Yield
48, Pg. 1	Connie Dr & Jacklyn Dr	Jacklyn Dr	Stop
48, Pg. 2	Gunyon Way, Janel Ct & Janel Dr	Gunyon Way	Stop
48, Pg. 2	Janel Ci & Janel Dr	Janel Dr	Yield
48, Pg. 2	Jacklyn Dr & Janel Dr	Janel Dr	Stop
48, Pg. 2	Janel Dr & Mari Ann Ct	Janel Dr	Yield
48, Pg. 2	Janel Dr & Sally Ann Ci	Janel Dr	Stop

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48, Pg. 2	Janel Dr & Stop 11 Rd	Stop 11 Rd	Stop
48, Pg. 2	Sally Ann Ci & Sally Ann Ct	Sally Ann Ci	Yield

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

Proposal No. 78, 1993 was retitled GENERAL ORDINANCE NO. 21, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
28, Pg. 1	Breta Ct & Paul Dr	Paul Dr	Yield
28, Pg. 1	Cumberland Rd & Hartman Dr	Cumberland Rd	Stop
28, Pg. 2	Hartland Dr & Paul Dr	Hartland Dr	Stop
28, Pg. 2	Hartland Dr & Winding Hart Dr	Hartland Dr	Stop
28, Pg. 2	Holz Dr & Winding Hart Dr	Winding Hart Dr	Stop
28, Pg. 2	Holz Dr & Paul Dr	Paul Dr	Stop
28, Pg. 2	Paul Dr & Tapp Dr	Tapp Dr	Stop
28, Pg. 2	Tapp Dr & Winding Hart Dr	Winding Hart Dr	Stop

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

Proposal No. 79, 1994 was retitled GENERAL ORDINANCE NO. 22, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 22, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

February 28, 1994

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
50, Pg. 1	Anchor Bay Ct, Anchor Bay Dr, Old Stone Dr	Old Stone Dr	Stop
50, Pg. 1	Anchor Bay Dr, Anchor Mark Dr	Anchor Bay Dr	Stop
50, Pg. 1	Anchor Bay Dr, Bay Run Ct, Bay View Ci	Anchor Bay Dr	Stop
50, Pg. 1	Admirals Bay Dr, Anchorage Dr	Admirals Bay Dr	Stop
50, Pg. 1	Admirals Bay Dr, Moon River Ct, Silver Bay Ci	Admirals Bay Dr	Stop
50, Pg. 1	Anchorage Dr, Seaway Ci	Anchorage Dr	Yield
50, Pg. 1	Anchorage Dr, Sydney Bay Ct	Anchorage Dr	Yield
50, Pg. 1	Anchorage Dr, Voyager Ct	Anchorage Dr	Yield
50, Pg. 1	Bay Forrest Dr, County Line Rd	County Line Rd	Stop
50, Pg. 1	Bay Forrest Dr, Shorevista Dr	County Line Rd	Stop
50, Pg. 1	Anchor Mark Dr, Bay Port Ci	Anchor Mark Dr	Yield
50, Pg. 1	Bay Pointe Ci, Bay Pointe Way, Old Stone Dr	Old Stone Dr	Stop
50, Pg. 1	County Line Rd, Old Stone Dr	County Line Rd	Stop

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

Proposal No. 80, 1994 was retitled GENERAL ORDINANCE NO. 23, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 23, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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. 3	Georgetown Rd & Oakforge Dr	Georgetown Rd	Stop
9, Pg. 4	Oakforge Dr & Pine Forge Ci	Oakforge Dr	Yield
9, Pg. 4	Oakforge Dr & Sycamore Forge Dr	Oakforge Dr	Stop
9, Pg. 4	Sycamore Forge Ct, Sycamore Forge Dr	Sycamore Forge Dr	Yield
9, Pg. 4	Oakforge Dr & Sycamore Forge Ln	Oakforge Dr	Stop

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

Proposal No. 81, 1994 was retitled GENERAL ORDINANCE NO. 24, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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. 1	Appaloosa Way, Chestnut Hills Blvd, Palomino Run	Chestnut Hills Blvd	Stop
9, Pg. 2	Chestnut Hills Blvd, Marsh Rd	Marsh Rd	Stop
9, Pg. 2	Chestnut Hills Blvd, Tennessee Walk	Chestnut Hills Blvd	Yield
9, Pg. 2	Chestnut Hills Blvd, Yearling Run	Chestnut Hills Blvd	Yield

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

Proposal No. 82, 1994 was retitled GENERAL ORDINANCE NO. 25, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 25, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
47, Pg. 3	McFarland Blvd & Poppyseed Dr	McFarland Blvd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
47, Pg. 3	McFarland Blvd & Poppyseed Dr	None	All Way Stop

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

Proposal No. 83, 1994 was retitled GENERAL ORDINANCE NO. 26, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 26, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
12, Pg. 3	Cricklewood Rd & 65th Pl	65th Pl	Yield

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
12, Pg. 3	Cricklewood Rd & 65th Pl	None	All Way Stop

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

Proposal No. 84, 1994 was retitled GENERAL ORDINANCE NO. 27, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 27, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
14, Pg. 2	Lee Rd & 63rd St	Lee Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
14, Pg. 2	Lee Rd & 63rd St	None	All Way Stop

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

Proposal No. 85, 1994 was retitled GENERAL ORDINANCE NO. 28, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 28, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
12, Pg. 1	Avalon Ln, Hillcrest Country Club Rd & Hillcrest Ln	None	All Way Stop

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

Proposal No. 86, 1994 was retitled GENERAL ORDINANCE NO. 29, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 29, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
11, Pg. 5	Delaware St & 55th St	Delaware St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 5	Delaware St & 55th St	None	All Way Stop

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

PROPOSAL NO. 88, 1994. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 88, 1994 on February 23, 1994. The proposal amends the Code by adding and deleting parking restrictions on 30th Street (Districts 8, 9, 10, 22). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 88, 1994 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

0 NAYS:

3 NOT VOTING: Gilmer, O'Dell, Williams

Proposal No. 88, 1994 was retitled GENERAL ORDINANCE NO. 30, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets; and Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

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

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Thirtieth Street, on the north side,
from Illinois Street to 75 feet west of Illinois Street

Thirtieth Street, on the south side,
from Illinois Street to 75 feet east of Illinois Street

Thirtieth Street, on the south side,
from Graceland Avenue to Highland Place

Thirtieth Street, on both sides,
from Arlington Avenue to Shadeland Avenue

Thirtieth Street, on both sides,
from Dequincy Street to Arlington Avenue

Thirtieth Street, on both sides,
from White River Bridge to Cold Springs Road

Thirtieth Street, on the north side,
from Northwestern Avenue to Moller Road

Thirtieth Street, on the north side,
from White River Parkway to Forest Manor

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Thirtieth Street, on the south side,
from Riverside Avenue to Harding Street (north leg)

Thirtieth Street, on the south side,
from Riverside Avenue to Moller Road

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAY AND SUNDAY

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

Thirtieth Street, on the south side,
from Capitol Avenue to Ruckle Street

Thirtieth Street, on the south side,
from Guilford Avenue to Arsenal Avenue

from 4:00 p.m. to 6:00 p.m.

Thirtieth Street, on the south side,
from White River Avenue to Martindale Avenue

ON ANY DAY EXCEPT SUNDAY

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

Thirtieth Street, on both sides,
from Capitol Avenue to Arsenal Avenue

ON SUNDAY ONLY

from 9:00 a.m. to 6:00 p.m.

Thirtieth Street, on the south side,
from Keystone Avenue to LaSalle Street

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Thirtieth Street, on the north side,
from Guilford Street (south leg) to Moller Road

Thirtieth Street, on the north side,
from Shadeland Avenue to Winthrop Street (north leg)

Thirtieth Street, on the south side,
from Harding Street (north leg) to Moller Road

Thirtieth Street, on the south side,
from Talbot Street to Ethel Avenue

Thirtieth Street, on the south side,
from Winthrop Avenue (west leg) to Arsenal Avenue

Thirtieth Street, on the south side,
from Ralston Avenue to Tacoma Street

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Thirtieth Street, on the south side,
from the first alley west of Sherman Drive
to the first alley east of Sherman Drive

Thirtieth Street, on the south side,
from Drexel Avenue to Shadeland Avenue

SECTION 4. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAY AND SUNDAY
from 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.

Thirtieth Street, on both sides,
from Guilford Avenue (south leg) to
Winthrop Avenue (north leg)

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

PROPOSAL NO. 89, 1994. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 89, 1994 on February 23, 1994. The proposal amends the Code by adding and deleting parking restrictions at various downtown locations (Districts 16, 22). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 89, 1994 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Gray

Proposal No. 89, 1994 was retitled GENERAL ORDINANCE NO. 31, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana." Sec. 29-267, Parking prohibited at all times on certain streets; Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets; Sec. 29-270, Parking prohibited during specified hours and certain days; Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; and Sec. 29-283, Parking meter zones designated.

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

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Alabama Street, on the east side,
from Washington Street to Pearl Street

Virginia Avenue, on the south side,
from East Street to Louisiana Street

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Washington Street, on the north side,
from Pennsylvania Street to Illinois Street

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Alabama Street, on the east side,
from Washington Street to Ohio Street

New Jersey Street, on the west side,
from New York Street to Vermont Street

Pennsylvania Street, on the west side,
from Washington Street to Court Street (east leg)

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the Deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
from 1:00 a.m. to 6:00 p.m.

New York Street, on the north side,
from Pennsylvania Street to East Street

East Street, on the east side,
from Michigan Street to Ohio Street

East Street, on the west side,
from Washington Street to South Street

Illinois Street, on the west side,
from Market Street to Wabash Street

Illinois Street, on the west side,
from Maryland Street to Court Street

Meridian Street, on both sides,
from the north curblin of Monument Circle to Ohio Street

Meridian Street, on both sides,
from Washington Street to the south curblin of Monument Circle

Michigan Street, on both sides,
from Pennsylvania Street to New Jersey Street

Michigan Street, on the south side,
from East Street to New Jersey Street

Michigan Street, on the north side,
from Meridian Street to West Street

Michigan Street, on the south side,
from West Street to Meridian Street

New York Street, on the north side,
from West Street to Pierson Street

New York Street, on the south side,
from Illinois Street to Meridian Street

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New York Street, on the south side,
from West Street to Senate Avenue

North Street, on both sides,
from Delaware Street to Alabama Street

Pennsylvania Street, on the east side,
from Ohio Street to a point 314 feet north of Ohio Street

South Street, on both sides,
from Illinois Street to East Street

SECTION 4. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
*from 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.*

Capitol Avenue, on the east side,
from a point 205 feet north of Ohio Street
to Washington Street

College Avenue, on the east side,
from Market Street to Walnut Street

College Avenue, on the east side,
from New York Street to Walnut Street

Dr. Martin Luther King Jr. Street, on both sides,
from Twelfth Street to Sixteenth Street

Maryland Street, on the south side,
from Capitol Avenue to 313 feet west of Delaware Street

Pennsylvania Street, on the west side,
from Ohio Street to New York Street

Washington Street, on the south side,
from East Street to 226 feet east of New Jersey Street

Illinois Street, on the east side,
from Washington Street to Ohio Street

from 7:00 a.m. to 9:00 a.m.

Capitol Avenue, on the west side,
from Thirty-eight Street to North Street

Virginia Avenue, on the north side,
from Louisiana Street to Calvary Street

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

Capitol Avenue, on the west side,
from Ohio Street to New York Street

East Street, on both sides,
from Tenth Street to Michigan Street

Pennsylvania Street, on the east side,
from Ohio Street to Maryland Street

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Pennsylvania Street, on the west side,
from North Street to New York Street

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

North Street, on the south side,
from Pierson Street to Senate Avenue

New York Street, on the south side,
from Pennsylvania Street to East Street

Senate Avenue, on the east side,
from Vermont Street to Michigan Street

Vermont Street, on the south side,
from Capitol Avenue to Meridian Street

Washington Street, on the south side,
from New Jersey Street to East Street

Illinois Street, on the east side,
from New York Street to North Street

from 4:00 p.m. to 6:00 p.m.

Central Avenue, on the east side,
from Eleventh Street to Thirty-fourth Street

Senate Avenue, on the east side,
from Michigan Street to Tenth Street

Vermont Street, on the south side,
from Capitol Avenue to Meridian Street

Vermont Street, on the south side,
from Pennsylvania Street to Alabama Street

New Jersey Street, on both sides,
from Wabash Street to New York Street

ON ANY DAY EXCEPT SUNDAY
from 6:00 a.m. to 9:00 a.m.

Louisiana Street, on the south side,
from Ogden Street to New Jersey Street

New Jersey Street, on the west side,
from Louisiana Street to the first Alley south

SECTION 5. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

2 HOURS

Thirteenth Street, on the south side,
from Senate Avenue to Meridian Street

SECTION 6. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-268, Stopping, standing or parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

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Virginia Avenue, on both sides,
from Louisiana Street to South Street

Alabama Street, on the east side,
from Ohio Street to Maryland Street

East Street, on the west side,
from Washington Street to South Street

Michigan Street, on both sides,
from Meridian Street to West Street

New York Street, on both sides,
from West Street to Senate Avenue

North Street, on both sides,
from Delaware Street to Alabama Street

South Street, on both sides,
from Pennsylvania Street to East Street

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

Maryland Street, on both sides,
from Delaware Street to New Jersey Street

Washington Street, on the south side,
from New Jersey Street to Alabama Street

SECTION 7. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS, AND SUNDAYS AND HOLIDAYS
from 7:00 a.m. to 6:00 p.m.

East Street, on the east side,
from Michigan Street to Ohio Street

Illinois Street, on the west side,
from Maryland Street to Washington Street

Michigan Street, on the north side,
from New Jersey Street to Pennsylvania Street

Michigan Street, on the south side,
from East Street to Pennsylvania Street

New York Street, on the south side,
from Illinois Street to Meridian Street

New York Street, on the north side,
from Alabama Street to East Street

New York Street, on the north side,
from Senate Avenue to Meridian Street

New York Street, on the north side,
from Pennsylvania Street to Delaware Street

New Jersey Street, on the west side,
from New York Street to Vermont Street

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Pennsylvania Street, on the north side,
from Washington Street to Court Street (east leg)

SECTION 8. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

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

College Avenue, on the east side,
from Market Street to New York Street

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

Dr. Martin Luther King Jr. Street, on the west side,
from Twelfth Street to Sixteenth Street

from 7:00 a.m. to 9:00 a.m.

Virginia Avenue, on the north side,
from South Street to Calvary Street

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

New York Street, on the south side,
from Delaware Street to East Street

New Jersey Street, on the east side,
from Wabash Street to New York Street

SECTION 9. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Sec. 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

2 HOURS

Washington Street, on the north side,
from Illinois Street to Pennsylvania Street

New York Street, on the north side,
from Delaware Street to Alabama Street

SECTION 10. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 90, 1994. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 90, 1994 on February 23, 1994. The proposal amends the Code by changing the speed limit for segments of Southport Road (District 24). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer moved to amend Proposal No. 90, 1994, Section 2, by substituting the word addition for deletion. This motion was seconded by Councillor Coughenour and passed by unanimous voice vote.

Councillor Gilmer moved, seconded by Councillor Coughenour, for adoption. Proposal No. 90, 1994, as amended, was adopted on the following roll call vote; viz:

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

1 NAY: *Borst*

1 NOT VOTING: *Gray*

Proposal No. 90, 1994, as amended, was retitled GENERAL ORDINANCE NO. 32, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 32, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

40 MPH

Southport Road,
from McFarland Road to Sherman Drive

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

35 MPH

Southport Road,
from McFarland Road to Sherman Drive

40 MPH

Southport Road,
from Sherman Drive to Acton Road

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

PROPOSAL NOS. 91, 92, 93 and 94, 1994. Councillor Gilmer asked for consent to vote on these four transportation proposals together. Consent was given. PROPOSAL NO. 91, 1994. The proposal amends the Code by authorizing a passenger and material loading zone for the Pan American Plaza (District 16). PROPOSAL NO. 92, 1994. The proposal amends the Code by authorizing a weight limit restriction on segments of Fall Creek Parkway, North Drive (Districts 4, 11). PROPOSAL NO. 93, 1994. The proposal amends the Code by authorizing weight limit restrictions on Gale Street, Ewing Street, and Kealing Avenue between 10th Street and Brookside Parkway (District 10). PROPOSAL NO. 94, 1994. The proposal amends amending the Code by authorizing a weight limit restriction on Arsenal Avenue from 10th Street to 12th Street (District 22). Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 91, 92, 93 and 94, 1994 on February 23, 1994. By 7-0 votes, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal Nos. 91, 92, 93 and 94, 1994 were adopted on the following roll call vote; viz:

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

Proposal No. 91, 1994 was retitled GENERAL ORDINANCE NO. 33, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 33, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-331, Passenger and material loading zone.

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, Sec. 29-331, Passenger and material loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Capital Avenue, from a point
62 feet south of Georgia Street to a
point 109 feet south of Georgia Street

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

Proposal No. 92, 1994 was retitled GENERAL ORDINANCE NO. 34, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 34, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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

Fall Creek Parkway, North Drive,
from State Route 37 to Fifty-sixth Street

Fall Creek Parkway, North Drive,
from Kessler Boulevard to Fall Creek Road

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

Proposal No. 93, 1994 was retitled GENERAL ORDINANCE NO. 35, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1994

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

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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, Sec. 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

Gale Street, from
10th Street to Brookside Parkway

Ewing Street, from
10th Street to Brookside Parkway

Kealing Avenue, from
10th Street to Brookside Parkway

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

Proposal No. 94, 1994 was retitled GENERAL ORDINANCE NO. 36, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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

Arsenal Avenue, from
Tenth Street to Twelfth Street

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

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Boyd stated that he has been asked to offer the following motion for adjournment by:

- (1) Councillor Williams in memory of Judith McBride Cole;
- (2) Councillor Borst in memory of Dr. James Adams; and
- (3) Councillor Beadling in memory of Rodney Orr.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Judith McBride Cole, Dr. James Adams, and Rodney Orr. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:38 p.m.

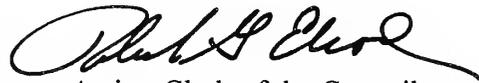
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 28th day of February, 1994.

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



President

ATTEST:



Acting Clerk of the Council

(SEAL)