

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

**REGULAR MEETINGS
MONDAY, AUGUST 25, 1997**

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 7:12 p.m. on Monday, August 25, 1997, with Councillor SerVaas presiding.

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

ROLL CALL

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

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Dowden

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

OFFICIAL COMMUNICATIONS

The President read the following Official Communication:

As United States Marshall for the Southern District of Indiana, and on behalf of the Judges of the United States District Court for the Southern District of Indiana, the United States Attorney for the Southern District of Indiana, James E. Rogers, Jr., the designated official for the Minton-Capehart Federal Building, and the many other officials and employees who work in the U.S. Courthouse and the Minton-Capehart Federal Building in downtown Indianapolis, I request that a Security Audit and Terrorist Risk Assessment be done for both downtown federal buildings and presented to the City-County Council of Indianapolis during January 1998.

The audit would be conducted by the Marion County Sheriff, the Chief of Police of Indianapolis, and the United States Marshal. I also suggest that the Special Agent in Charge of the Federal Bureau of Investigation in Indianapolis take part in the audit.

I would further request that Resolution No. 469, 1997 be tabled until the report is available for discussion and possible action.

Sincerely,
s/Frank J. Anderson, United States Marshal

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 469, 1997. The proposal, sponsored by Councillors SerVaas and Gilmer, concerns parking adjacent to federal government buildings.

Councillor Gilmer moved, seconded by Councillor McClamroch, to postpone Proposal No. 469, 1997 until the second Council meeting in January 1998.

Councillor Talley moved, seconded by Councillor Boyd, to strike Proposal No. 469, 1997. The motion to strike failed on the following roll call vote; viz:

10 YEAS: Black, Boyd, Brents, Franklin, Golc, Jones, Moores, Moriarty Adams, Talley, Williams

17 NAYS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Gilmer, Gray, Hinkle, Massie, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford

1 NOT VOTING: Short

1 ABSENT: Dowden

Proposal No. 469, 1997 was postponed until January 1998 by the following roll call vote; viz:

19 YEAS: Borst, Boyd, Cockrum, Coonrod, Coughenour, Curry, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, SerVaas, Shambaugh, Smith, Tilford, Williams

8 NAYS: Black, Bradford, Brents, Franklin, Golc, Moriarty Adams, Schneider, Talley

1 NOT VOTING: Short

1 ABSENT: Dowden

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 the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, August 25, 1997, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

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

August 25, 1997

August 5, 1997

TO THE HONORABLE PRESIDENT AND 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:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* or the *Indianapolis News* on Friday, August 8, 1997, a copy of a Notice of Public Hearing on Proposal Nos. 461, 519 - 523, and 533, 1997, said hearing to be held on Monday, August 25, 1997, at 7:00 p.m. in the City-County Building.

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

August 8, 1997

TO THE HONORABLE PRESIDENT AND 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:

On August 5, 1997 I approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following resolution:

GENERAL RESOLUTION NO. 1, 1997 - approves a public purpose grant in the amount of \$715,700 for support of the arts

On August 8, 1997 I approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 66, 1997 - approves an increase of \$31,200 in the 1997 Budget of the Superior Court, Juvenile Division (State and Federal Grants Fund) to fund Project Impact (purchase of vehicles) for fiscal year 1997/1998

FISCAL ORDINANCE NO. 67, 1997 - approves an increase of \$93,500 in the 1997 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to continue the Center of Hope Grant to Wishard Hospital funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 68, 1997 - approves an increase of \$21,200 in the 1997 Budgets of the Prosecuting Attorney and County Auditor (State and Federal Grants Fund) to continue the Adult Protective Services Program funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 70, 1997 - approves an increase of \$35,000 in the 1997 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund a Victim Assistance Program funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 71, 1997 - approves an increase of \$28,078 in the 1997 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to fund the Respite Care Program for Children in residence at the Julian Center Shelter funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 72, 1997 - approves an increase of \$294,000 in the 1997 Budgets of the County Auditor, County Sheriff, Community Corrections, and Marion County Justice Agency (County Corrections Fund) to provide for the diversion of misdemeanor populations from the state facilities funded by the State of Indiana

FISCAL ORDINANCE NO. 75, 1997 - approves a transfer of \$350,000 in the 1997 Budget of the Department of Metropolitan Development, Division of Community Development and Human Services (Federal Grants Fund) to acquire land which will directly benefit low/moderate income families

GENERAL ORDINANCE NO. 119, 1997 - amends the Revised Code concerning the Park Project Revenue Fund

GENERAL ORDINANCE NO. 120, 1997 - authorizes the signal removal at Drum Drive and 56th Street (District 5)

GENERAL ORDINANCE NO. 121, 1997 - authorizes a multi-way stop at 29th Street and Park Avenue (District 22)

GENERAL ORDINANCE NO. 122, 1997 - authorizes a multi-way stop at 27th Street and Columbia Avenue (District 22)

GENERAL ORDINANCE NO. 123, 1997 - authorizes a multi-way stop at Sargent Creek Court and Sargent Creek Drive (District 4)

GENERAL ORDINANCE NO. 124, 1997 - authorizes stop signs at Fenmore Road at 52nd Street (Districts 2, 9)

GENERAL ORDINANCE NO. 125, 1997 - authorizes stop signs at Bethel Road at 52nd Street (District 9)

GENERAL ORDINANCE NO. 126, 1997 - authorizes a multi-way stop at Raindance Trail and Palomino Trail, and at Raindance Trail and Sundance Trail (District 23)

GENERAL ORDINANCE NO. 127, 1997 - authorizes a multi-way stop at State Avenue and Nelson Street (District 21)

GENERAL ORDINANCE NO. 128, 1997 - authorizes a multi-way stop at Gimber Street and Dietz Street (District 21)

GENERAL ORDINANCE NO. 129, 1997 - authorizes a multi-way stop at Pleasant Street and Spruce Street (District 21)

GENERAL ORDINANCE NO. 130, 1997 - authorizes a multi-way stop at Spruce Street and Woodlawn Avenue (District 21)

GENERAL ORDINANCE NO. 131, 1997 - authorizes a multi-way stop at 57th Street and Eden Village Drive (District 1)

GENERAL ORDINANCE NO. 132, 1997 - authorizes a multi-way stop at New Jersey Street and Tulip Drive (District 20)

GENERAL ORDINANCE NO. 133, 1997 - authorizes a multi-way stop at 85th Street and Winthrop Avenue (Districts 2, 3)

GENERAL ORDINANCE NO. 134, 1997 - authorizes a multi-way stop at 91st Street and Castle Knoll Boulevard, and at 91st Street and Kasteel Way (District 3)

GENERAL ORDINANCE NO. 135, 1997 - authorizes a multi-way stop at Nora Lane and Nottingham Drive (District 3)

GENERAL ORDINANCE NO. 136, 1997 - authorizes a multi-way stop at 36th Street and Wallace Avenue (District 10)

GENERAL ORDINANCE NO. 137, 1997 - authorizes an intersection control at Chesapeake Street and Pennsylvania Street (District 16)

GENERAL ORDINANCE NO. 138, 1997 - authorizes 55 degree angle parking on Wabash Street between Illinois Street and Capitol Avenue (District 16)

GENERAL ORDINANCE NO. 139, 1997 - authorizes parking restrictions on the east side of a portion of Whitcomb Avenue, south of Lambert Street (District 19)

GENERAL ORDINANCE NO. 140, 1997 - authorizes a change in the speed limit for 86th Street between I-465 and Payne Road (District 1)

GENERAL ORDINANCE NO. 141, 1997 - authorizes 55 degree parking on Washington Street between Capitol Avenue and West Street (District 16)

SPECIAL ORDINANCE NO. 11, 1997 - allows the advance refunding and issuance of new Parks Project Revenue Bonds (Brookville/Senour Economic Development Area)

SPECIAL ORDINANCE NO. 12, 1997 - allows the advance refunding and issuance of new Parks Project Revenue Bonds (Coffin Municipal Golf Course)

SPECIAL RESOLUTION NO. 61, 1997 - recognizes 1997 Marion County Athlete of the Year Jeremy Allen of Pike Township High School

August 25, 1997

SPECIAL RESOLUTION NO. 62, 1997 - recognizes the Pike Township High School Lady Red Devils 1997 state champion track team

SPECIAL RESOLUTION NO. 63, 1997 - recognizes the public service of Jon Meeks

SPECIAL RESOLUTION NO. 64, 1997 - welcoming the World War II Tuskegee Airmen to Indianapolis

SPECIAL RESOLUTION NO. 65, 1997 - authorizes the Parks Department to enter into a management contract for Coffin Golf Course with Gray Eagle Golf, LLC

SPECIAL RESOLUTION NO. 66, 1997 - approves the sale of a parcel, comprising approximately 14 acres, of surplus County property associated with former Marion County Healthcare Center to Lagos, Inc., the highest bidder on the parcel at the public auction

SPECIAL RESOLUTION NO. 67, 1997 - approves the sale of a parcel, comprising approximately 26.29 acres, of surplus County property associated with former Marion County Healthcare Center to Stephen Little, the highest bidder on the parcel at the public auction

SPECIAL RESOLUTION NO. 68, 1997 - approves the sale of a parcel, comprising approximately 45.04 acres, of surplus County property associated with former Marion County Healthcare Center to L. Gordon Muesing, the highest bidder on the parcel at the public auction

SPECIAL RESOLUTION NO. 69, 1997 - authorizes the creation of a not-for-profit corporation to carry out educational and voluntary business registration programs to protect the quality of water drawn from public wells in Marion County

Respectfully,
s/Stephen Goldsmith, Mayor

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

PROPOSAL NO. 574, 1997. The proposal, sponsored by all Councillors, remembers the life of John G. Tinder. Councillor Bradford read the proposal and presented copies of the document and Council pins to Mr. Tinder's wife, son, and daughters. Judge John Tinder, Mr. Tinder's son, thanked the Council for this recognition. Councillors McClamroch, SerVaas, and Boyd expressed their gratitude for the community service of Mr. Tinder and their condolences to his family on Mr. Tinder's passing. Councillor Bradford moved, seconded by Councillor McClamroch, for adoption. Proposal No. 574, 1997 was adopted by a unanimous voice vote.

Proposal No. 574, 1997 was retitled SPECIAL RESOLUTION NO. 72, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 72, 1997

A SPECIAL RESOLUTION remembering the life of John G. Tinder.

WHEREAS, John G. Tinder represented the highest order of integrity and of citizen involvement in government; and

WHEREAS, he was an attorney, an Army Air Force veteran of World War II, he returned to Indianapolis and was elected to the Indiana House of Representatives and State Senate, was Marion County Prosecutor, on the City-County Building Authority Board of Trustees for 29 years, and in 1975 the voters elected him to represent them in the City-County Council; and

WHEREAS, Mr. Tinder was State Commander of the Veterans of Foreign Wars and a founder and President of the influential Marion County Republican Veterans organization, as well as being active in the American Legion and the Knights of Columbus; and

WHEREAS, Mr. Tinder was a man of impeccable integrity, honesty and high principle—having actively prosecuted corruption in the state highway department, gambling and racketeering; now, therefore:

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

SECTION 1. The Indianapolis City-County Council pauses to remember the life and contributions of former Council member John G. Tinder, a solid rock and a legend in the life of this city and state for many decades after the Second World War.

SECTION 2. The Council, along with the people of Indianapolis, cherish his service to the city and extends their sincere sympathy to his widow, Eileen, and to their sons, daughters and grandchildren.

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

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

PROPOSAL NO. 554, 1997. The proposal, sponsored by Councillor Hinkle, recognizes Irvin S. Katz of the United Way. Councillor Hinkle read the proposal and stated that a copy of the document will be presented to Mr. Katz on September 4, 1997. Councillor Hinkle moved, seconded by Councillor Coughenour, for adoption. Proposal No. 554, 1997 was adopted by a unanimous voice vote.

Proposal No. 554, 1997 was retitled SPECIAL RESOLUTION NO. 70, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 70, 1997

A SPECIAL RESOLUTION recognizing Irvin S. Katz of the United Way.

WHEREAS, Irvin S. Katz, a native Hoosier and social worker who worked at Mary Riggs Neighborhood Center, Concord Center and Community Centers of Indianapolis, joined the staff of the United Way of Central Indiana 14 years ago, and in 1992, became its President; and

WHEREAS, upon assuming office, he was faced with some awesome challenges: Local banks were sold to large out-of-town regional banks, major companies were rapidly downsizing their employment, and the national United Way organization had just suffered from a major public image disaster; and

WHEREAS, Mr. Katz refocused the local United Way Campaigns on small and medium-sized companies and pushed United Way agencies into performance based measurements which ultimately created positive results; and

WHEREAS, throughout this accountability reality-check process Mr. Katz was successful in strengthening the organization, and last year the United Way of Central Indiana raised \$30.6 million, which surpassed its annual goal for the first time since the 1980's; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the sincere from the heart, and competent, work of Irvin S. Katz as he presided over the United Way of Central Indiana during some of the most difficult times in United Way's history.

SECTION 2. The Council congratulates Mr. Katz, the United Way Directors, Committee members, staff, and each company and individual who contributed, as well as the many recipient agencies that work every day to make life a little better for thousands of Indianapolis and Central Indiana residents.

SECTION 3. Indianapolis wishes Mr. Katz well in his new assignment with the national United Way organization in Washington, D.C.

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. 556, 1997. The proposal, sponsored by Councillor Boyd, recognizes Mrs. Alice Thurman upon her one hundredth birthday. Councillor Boyd read the proposal and stated that a copy of the document will be presented to Mrs. Thurman on her birthday. Councillor Boyd moved, seconded by Councillor Jones, for adoption. Proposal No. 556, 1997 was adopted by a unanimous voice vote.

Proposal No. 556, 1997 was retitled SPECIAL RESOLUTION NO. 71, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 71, 1997

A SPECIAL RESOLUTION recognizing Mrs. Alice Thurman upon her one hundredth birthday.

WHEREAS, Mrs. Alice Thurman is enjoying a life which thus far has covered a span from 1897 to 1997; and

WHEREAS, on August 30th of this year she and members of her family will remember and recognize her first one hundred years, and celebrate the August 31st beginning of the second one hundred; and

WHEREAS, at one hundred years of age Mrs. Thurman is one of Indianapolis' most senior citizens and the oldest member of Olivet Missionary Baptist Church; and

WHEREAS, as a lifelong resident of Indianapolis Mrs. Alice Thurman has increased the citizen population of our city and county through four children, ten grandchildren, 24 great grandchildren and 14 great-great grandchildren; and

WHEREAS, Mrs. Thurman is the aunt of Mrs. Artricia (Chandler) Brown, a former member of the Indianapolis City-County Council; 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 congratulates Mrs. Alice Thurman upon her celebration of her first one hundredth birthday.

SECTION 2. How much more could one ask of life than to be able to celebrate a day such as this surrounded by thanksgiving, God's abundant grace, friends, family, memories, dreams and love.

SECTION 3. The Council wishes Mrs. Thurman the very best of health and happiness in the years to come.

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. 456, 1997. Councillor Borst reported that the Economic Development Committee heard Proposal No. 456, 1997 on August 18, 1997. The proposal, sponsored by Councillor Boyd, appoints Paul Jones to the Urban Enterprise Association. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Boyd, for adoption. Proposal No. 456, 1997 was adopted by a unanimous voice vote.

Proposal No. 456, 1997 was retitled COUNCIL RESOLUTION NO. 62, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 62, 1997

A COUNCIL RESOLUTION appointing Paul Jones 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:

Paul Jones

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 for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

The President asked for consent to allow Sergeant Tom Miller of the Indianapolis Fire Department a moment to update the Council on the condition of the firefighters injured in today's crash. Consent was given. Sergeant Miller stated that two of the firefighters had been treated and released. The third, Gilbert Gaddy, has sustained a compound fracture and a broken femur, pelvis, and arm. Sergeant Miller stated that he is pleased to announce that there were no fatalities.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 535, 1997. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 536, 1997. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 537, 1997. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 538, 1997. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 539, 1997. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 540, 1997. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Edgewood Avenue and Emerson Avenue (Districts 23, 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 541, 1997. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Emerson Avenue and 25th Street (District 19)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 542, 1997. Introduced by Councillors Coonrod and Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Fall Creek Road and 71st Street and Briarclift Road (Districts 4, 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 543, 1997. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Arlington Avenue and Raymond Street (District 13)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 544, 1997. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at German Church Road and 30th Street (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 545, 1997. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the addition of parking restrictions on Ray Street between Division Street and River Avenue (District 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 546, 1997. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the removal of parking restrictions on Massachusetts Avenue from College Avenue to Davidson Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 547, 1997. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which revises Code to reflect renaming County Line Road East as Carroll Road (Districts 5, 12, 13, 23)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 548, 1997. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$590,000 in the 1997 Budget of the Department of Metropolitan Development, Division of Community and Human Services (Redevelopment General Fund) to acquire land along the Canal for development and eventual sale financed by fund balances"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 549, 1997. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$45,000 in the 1997

Budget of the Metropolitan Development, Permits Division (Consolidated County Fund) to convert additional historical documents to its state of the art imaging records management system"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 550, 1997. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$54,419 in the 1997 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to renew the Salvation Army grant funded by grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 551, 1997. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$21,111 in the 1997 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to appropriate the balance of the Federal Law Enforcement Block Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 552, 1997. Introduced by Councillors Dowden and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$19,500 in the 1997 Budget of the Prosecuting Attorney (County Grants Fund) to provide matching funds for the children's Waiting Room Grant funded by grants from the Indianapolis and Indiana Bar Foundations"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 553, 1997. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,400,000 in the 1997 Budget of the Department of Capital Asset Management, Asset Management Division (Transportation General Fund) for construction of the City's share of the widening of South County Line Road from Emerson Avenue to Madison Avenue financed by revenue from Greenwood and Johnson County and payment from INDOT for land acquisition for the Washington/Maryland connector"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 555, 1997. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Resolution which expresses support of the Indianapolis-Marion County Public Library Capital Improvement Project"; and the President referred it to the Municipal Corporations Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 557, 1997, PROPOSAL NOS. 558-562, 1997, PROPOSAL NOS. 563-572, 1997, and PROPOSAL NO. 573, 1997. Introduced by Councillor Hinkle. Proposal No. 557, 1997, Proposal Nos. 558-562, 1997, Proposal Nos. 563-572, 1997, and Proposal No. 573, 1997 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on August 7, 19, 21, and 22, 1997. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 147-163, 1997, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 147, 1997.

97-Z-70

4749 EAST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 14.294 acres, being in the C-S District, to the C-6 classification to provide for thoroughfare service commercial development.

REZONING ORDINANCE NO. 148, 1997.

97-Z-73

7427 and 7451-7499 OAKLANDON ROAD (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

ZAFAR ANSARI and HOYT MARTIN, by Edward Williams, request a rezoning of 2.821 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 149, 1997.

97-Z-116

914 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

THOMAS H. and KAREN R. BARRETT requests a rezoning of 0.12 acre, being in the C-1 District, to the D-8 classification to conform zoning to provide for residential uses.

REZONING ORDINANCE NO. 150, 1997.

97-Z-122

10147 HERMOSA DRIVE (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

RUSS and KELLY WAGONER, by Gregory K. Silver, request a rezoning of 1.041 acres, being in the SU-1 District, to the D-2 classification to provide for a single-family development.

REZONING ORDINANCE NO. 151, 1997.

97-Z-125

2601-2607 NORTH EMERSON AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10

AMOCO OIL COMPANY, by Stephen D. Mears, requests a rezoning of 0.42 acre, being in the I-2-U District, to the C-4 classification to provide for commercial retail uses which may include a convenience store/ restaurant and automobile gasoline station.

REZONING ORDINANCE NO. 152, 1997.

97-Z-130

7006 EAST 14th STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

SOLID GROUND REALTY, an INDIANA PARTNERSHIP, by James L. Tuohy, requests a rezoning of 0.92 acre, being in the D-3 District, to the C-3 classification to provide for commercial retail uses which may include a parking lot expansion for an adjacent existing restaurant use.

REZONING ORDINANCE NO. 153, 1997.

97-Z-53 (Amended)

7700 EAST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

INDIANAPOLIS WATER COMPANY, by David A. Retherford, requests a rezoning of 2.662 acres, being in the D-A District, to the SU-39 classification to provide for water tanks and water pumping station.

REZONING ORDINANCE NO. 154, 1997.

97-Z 113

4141 WEST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

MICHAEL E. STONE requests a rezoning of 28 acres, being in the C-S(FF) District, to the C-S(FF) classification to provide for:

- a) a commercial pay fishing lake and camp sites, including one trailer and four campers for overnight camping for employees and customers; and
- b) indoor and outdoor storage of automobiles, boats, maintenance equipment, and recreational vehicles.

REZONING ORDINANCE NO. 155, 1997.

97-Z-121

4290 BRADBURY AVENUE (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 17

FARIS AIRPORT, LLC, by Thomas A. Deal, requests a rezoning of 4.66 acres, being in the D-A District, to the I-2-S classification to provide for light industrial suburban uses.

REZONING ORDINANCE NO. 156, 1997.

97-Z-128

1268 NORTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

DAVIS DEVELOPMENT, L.P., by Thomas Michael Quinn, requests a rezoning of 6.366 acres, being in the D-6 District, to the D-5II classification to provide for attached two-family residential development.

REZONING ORDINANCE NO. 157, 1997.

97-Z-129

7551 OLD TRAIL ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

AMERITECH WIRELESS COMMUNICATIONS, INC., by Jan K. Keefer, requests a rezoning of 6.0 acres, being in the C-S District, to the C-S classification to provide for a wireless communications facility.

REZONING ORDINANCE NO. 158, 1997.

97-Z-133

3950 MEADOWS DRIVE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #11

CITY OF INDIANAPOLIS. DEPARTMENT OF METROPOLITAN DEVELOPMENT, requests a rezoning of 0.996 acre, being in the SU-9 District, to the C-4 classification to provide for community-regional commercial uses which may include a bank branch.

REZONING ORDINANCE NO. 159, 1997.

97-Z-140

4525 EAST 82nd STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #3

CASTLE KEY DEVELOPMENT COMPANY, by Philip A. Nicely, requests a rezoning of 0.98 acre, being in the C-1 District, to the C-3 classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 160, 1997.

97-Z-145

4175 PARK 65 DRIVE (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9

STUART FINUCANE requests a rezoning of 1.5 acres, being in the I-1-S District, to the I-2-S classification to provide for light industrial uses including construction companies, with storage, and accessory offices; and, antennae or support structures for private or commercial mobile and/ or cellular communications antennae.

REZONING ORDINANCE NO. 161, 1997.

97-Z-147

1641-1655 NORTH SHADELAND AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

BRAUN, BENGE & SULLIVAN, by Frederick D. Emhardt, requests a rezoning of 0.612 acre, being in the D-4 District, to the C-3 classification to provide for neighborhood commercial uses such as a retail strip center.

REZONING ORDINANCE NO. 162, 1997.

97-Z-148

1060 NORTH CAPITOL AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

TURNER WOODARD, JR., by James B. Burroughs, requests a rezoning of 5.5 acres, being in the I-3-U(RC) District, to the CBD-S(RC) classification to provide for mixed uses in a commercial and industrial business center, specifically including:

- a) all permitted uses in I-3-U(RC) Industrial zoning classification;
- b) all permitted uses in CBD-2(RC) Central Business District zoning classification;
- c) all retail uses;
- d) studios;
- e) eating places, any type of restaurant including those serving alcoholic beverages; and,
- f) accessory and incidental uses, including parking and loading.

REZONING ORDINANCE NO. 163, 1997.

97-Z-150

102 EAST COUNTY LINE SOUTH ROAD (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

FLYNN & ZINKAN REALTY COMPANY, by Thomas Michael Quinn, requests a rezoning of 5.436 acres, being in the C-3 District, to the C-S classification to provide for the construction of a self-storage facility

SPECIAL ORDERS - PUBLIC HEARING

The President asked Councillor Schneider if he would report on behalf of Councillor Dowden for the Public Safety and Criminal Justice Committee. Councillor Schneider asked for consent to move Proposal No. 461, 1997 later in the agenda so that he could have time to review his notes. Consent was given.

PROPOSAL NO. 519, 1997. The proposal approves an increase of \$12,400 in the 1997 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide funds for a part-time staff person for the Indiana Victim Assistance Network funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 520, 1997. The proposal, sponsored by Councillors Dowden and Talley, approves an increase of \$37,500 in the 1997 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide funding to Breaking Free, a program to provide long-term support services for victims and families of victims of domestic violence, funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 521, 1997. The proposal, sponsored by Councillors Dowden and Talley, approves an increase of \$66,708 in the 1997 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide the Julian Center with funding to develop and implement a trauma counseling service for their current residents funded by the S.T.O.P. Violence Against Women Program through the Indiana Criminal Justice Institute. PROPOSAL NO. 522, 1997. The proposal approves an increase of \$102,992 in the 1997 Budgets of the Prosecuting Attorney and County Auditor (State and Federal Grants Fund) to continue funding of the Adult Protective Services Division which provides services to Marion, Hamilton, Boone, and Hendricks Counties funded by a grant under the Older Americans Act through the Family and Social Services Administration. PROPOSAL NO. 523, 1997. The proposal approves a transfer of \$17,000 in the 1997 Budget of the Clerk of the Circuit Court and County Sheriff (County General Fund) to move the responsibility for bail bond processing from the Clerk to the Sheriff. Councillor Schneider moved, seconded by Councillor Curry, to postpone Proposal Nos. 519-523, 1997 until September 15, 1997. He explained that because of the budget hearings, these proposals have not yet been heard in Committee. Proposal Nos. 519-523, 1997 were postponed by a unanimous voice vote.

PROPOSAL NO. 533, 1997. The proposal approves an increase of \$4 million in the Capital Improvement Board of Managers' 1997 budget for land acquisition. Councillor O'Dell moved, seconded by Councillor Hinkle, to postpone Proposal No. 533, 1997 until September 15, 1997. Proposal No. 533, 1997 was postponed by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 434, 1997. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 434, 1997 on August 5, 1997. The proposal approves a public purpose grant in the amount of \$40,000 to Indiana University for the purpose of financing educational access cable television programming in Marion County. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Borst, for adoption. Proposal No. 434, 1997 was adopted on the following roll call vote; viz:

26 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
0 NAYS:
2 NOT VOTING: *Franklin, Gilmer*
1 ABSENT: *Dowden*

Proposal No. 434, 1997 was retitled SPECIAL RESOLUTION NO. 73, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 73, 1997

A SPECIAL RESOLUTION approving a public purpose grant to Indiana University in the amount of \$40,000 for the purpose of financing educational access cable television programming.

WHEREAS, the City-County Council for the City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of \$40,000 to Indiana University for the purpose of financing educational access programming over the educational access channels of the two franchised cable television systems within Marion County (the Grant); and

WHEREAS, Section 2-428 of the Code of Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the City-County Council; and

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 94, 1996, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana, approves the amount and identity of the recipient of each grant; and

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

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

SECTION 1. The Grant in the amount of \$40,000 to Indiana University is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

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

PROPOSAL NO. 435, 1997. Councillor Curry asked Councillor McClamroch to present the Committee report since he is in the minority on the Committee vote. Councillor McClamroch reported that the Rules and Public Policy Committee heard Proposal No. 434, 1997 on August 5, 1997. The proposal substitutes the director of the Department of Capital Asset Management for the director of the Department of Public Works as a member and presiding officer of the Board of Asset Management and Public Works. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor McClamroch moved, seconded by Councillor Curry, to return the proposal to the Committee for further review.

Councillor Boyd asked if a vote must first be taken on the Committee's recommendation before an item can be returned to the Committee. General Counsel Robert Elrod stated that there are five debate motions which take precedence over any Committee report or recommendation, of which one is the return to Committee.

Councillor Williams stated that this proposal seems to point to a leadership crisis. She urged the Council to look at how official boards and appointments to boards are managed. Councillor McClamroch agreed with Councillor Williams and stated that this is one of the reasons the proposal is being returned to the Committee.

Proposal No. 435, 1997 was returned to the Rules and Public Policy Committee by a unanimous voice vote.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 461, 1997. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 461, 1997 on July 23, 1997. The proposal approves an increase of \$31,526 in the 1997 Budgets of the County Sheriff and County Auditor (County General Fund) to provide security service to the City Market financed by a contract with the City Market. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:57 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Borst, for adoption. Proposal No. 461, 1997 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Dowden

Proposal No. 461, 1997 was retitled FISCAL ORDINANCE NO. 76, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997 (City-County Fiscal Ordinance No. 94, 1996) appropriating an additional Thirty-one Thousand Five Hundred Twenty-six Dollars (\$31,526) in the County General Fund for purposes of the County Sheriff and County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,y) of the City-County Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff and County Auditor to provide security service to the City Market financed by a contract with the City Market.

SECTION 2. The sum of Thirty-one Thousand Five Hundred Twenty-six Dollars (\$31,526) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services - Fringes	6,505
<u>COUNTY SHERIFF</u>	
1. Personal Services	<u>25,021</u>
TOTAL INCREASE	31,526

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>31,526</u>
TOTAL REDUCTION	31,526

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

NEW BUSINESS

Councillor Bradford thanked all those involved in the Broad Ripple Go Kart Races to benefit Huntington's Disease. He stated that the fund-raiser was a great success.

Councillor Franklin stated that he would like to publicly thank the President for making a contribution to a friend of his raising money for a debutante contest.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

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

- (1) Councillor Gilmer in memory of Dr. Charles Jordan; and
- (2) Councillor Moriarty Adams in memory of Ann McGinley; and
- (3) Councillor Franklin in memory of Carmalita Theresa Hanbrough Owens; and
- (4) Councillor Dowden in memory of Marcia Hawthorne.

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 Dr. Charles Jordan, Ann McGinley; Carmalita Theresa Hanbrough Owens, and Marcia Hawthorne. He respectfully asked

August 25, 1997

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 8:00 p.m.

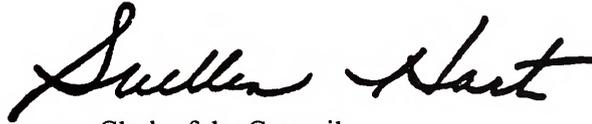
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 25th day of August, 1997.

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



President

ATTEST:



Clerk of the Council

(SEAL)