

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

**REGULAR MEETINGS  
MONDAY, MAY 18, 1998**

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 7:15 p.m. on Monday, May 18, 1998, with Councillor SerVaas presiding.

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

**ROLL CALL**

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

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

*1 ABSENT: Black*

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

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Talley introduced a friend and co-worker, Aaron Hisler. Councillor Gray recognized Union Local 416 Vice President, Captain Tommy Miller, who is running for 8<sup>th</sup> District Vice President of the Indianapolis Association of Firefighters Union. Councillor Short wished a happy birthday to his mother visiting from Chicago, who was watching the meeting on TV.

**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, May 18, 1998, 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

April 21, 1998

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, April 24, 1998, a copy of a Notice of Public Hearing on Proposal Nos. 64, 234, and 261-266, 1998, said hearing to be held on Monday, May 18, 1998, at 7:00 p.m. in the City-County Building.

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

April 24, 1998

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:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 8, 1998 - approves an increase of \$4,188,000 in the 1998 Budget of the Department of Parks and Recreation (Parks General Fund) to fund various capital projects financed by a grant from Lilly Endowment

FISCAL ORDINANCE NO. 40, 1998 - approves an increase of \$25,000 in the 1998 Budget of the County Coroner (State and Federal Grants Fund) to fund the completion of the Coroner's database system funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 41, 1998 - approves an increase of \$379 in the 1998 Budget of the Franklin Township Assessor (County General Fund) to cover the increased cost of postage meter lease payments financed by fund balances

FISCAL ORDINANCE NO. 42, 1998 - approves an increase of \$57,575 in the 1998 Budget of the Department of Parks and Recreation (Park General Fund) for public art projects within the community financed by the proceeds of the Snow Plow sculpture

FISCAL ORDINANCE NO. 43, 1998 - approves an increase of \$215,900 in the 1998 Budget of the Department of Parks and Recreation (City Cumulative Development Fund) for construction projects financed by fund balances

FISCAL ORDINANCE NO. 44, 1998 - approves an increase of \$889,395 in the 1998 Budget of the Department of Parks and Recreation (Park General Fund) for Smock Golf Course irrigation, Lilly Endowment projects, mowing contracts, portable toilet rental, and building repairs financed by fund balances

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FISCAL ORDINANCE NO. 45, 1998 - approves an increase of \$193,000 in the 1998 Budget of the Department of Public Safety, Police Division (Federal Grants Fund) for additional police activities in the Weed and Seed Expansion Site areas in the West, North, and East Districts financed by a federal grant

FISCAL ORDINANCE NO. 46, 1998 - approves an increase of \$21,500 in the 1998 Budget of the Department of Public Safety, Animal Control Division (Consolidated County Fund) to purchase microchips for animal registrations financed by fund balances

FISCAL ORDINANCE NO. 47 1998 - approves an increase of \$1,010,000 in the 1998 Budget of the Marion County Justice Agency (Law Enforcement Equitable Share Fund) to fund law enforcement activities funded by federal forfeitures

FISCAL ORDINANCE NO. 48, 1998 - approves an increase of \$331,912 in the 1998 Budget of the Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court (State and Federal Grants Fund) to continue the expedited court project for an additional year funded by a grant from the Indiana Criminal Justice Institute

GENERAL ORDINANCE NO. 71, 1998 - amends the Revised Code concerning the procedures of the audit committee

GENERAL ORDINANCE NO. 72, 1998 - amends Sec. 151-51 of the Revised Code revising the time limit on speaking

GENERAL ORDINANCE NO. 73, 1998 - adopts a revised code of ordinances of the Consolidated City of Indianapolis and Marion County, Indiana

GENERAL RESOLUTION NO. 5, 1998 - approves a public purpose grant in the amount of \$25,000 for support of the arts (Old Northside Foundation)

SPECIAL RESOLUTION NO. 17, 1998 - recognizes the Pike High School State Champion boys basketball team

SPECIAL RESOLUTION NO. 18, 1998 - recognizes Auntie Mame's Child Development Center

SPECIAL RESOLUTION NO. 19, 1998 - approves a public purpose grant in the amount of \$40,000 to Indiana University for the purpose of providing educational access cable television programming in Marion County

SPECIAL RESOLUTION NO. 20, 1998 - approves a public purpose grant in the amount of \$25,000 to Central Indiana Radio Reading, Inc., a division of Metropolitan Indianapolis Public Broadcasting, Inc., for the purpose of providing radio reading programs for the blind and print-disabled in Marion County

Respectfully,  
s/Stephen Goldsmith, Mayor

### **ADOPTION OF THE AGENDA**

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

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journal of April 20, 1998. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 335, 1998. The proposal, sponsored by Councillors Borst, Gilmer, SerVaas, and Shambaugh, remembers the life of Mary Fendrich Hulman. Councillor Borst read the proposal and presented Mrs. Hulman's daughter, Mari Hulman George, with a copy of the document and a Council pin. Ms. George thanked the Council for this gesture. Councillor

Gilmer stated that the Hulman family is carrying on the tradition Mrs. Hulman and her husband began with the Indianapolis Speedway. Councillor Shambaugh reflected on the contributions of the Hulman family over the last 15 years. The President remembered Mr. and Mrs. Hulman and the ways in which they gave to the Indianapolis community. Councillor Borst moved, seconded by Councillor Gilmer, for adoption. Proposal No. 335, 1998 was adopted by a unanimous voice vote.

Proposal No. 335, 1998 was retitled SPECIAL RESOLUTION NO. 21, 1998, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 1998

A SPECIAL RESOLUTION remembering the life of Mary Fendrich Hulman.

WHEREAS, Mary Fendrich Hulman was an avid golfer, skeet shooter, patron of the arts, and the matriarch of the Hulman family of Indianapolis Motor Speedway fame, passed away at age 93 on April 10, 1998; and

WHEREAS, Mrs. Hulman was the "Indianapolis 500" icon who in 1977 inherited the honor from her husband the late Anton "Tony" Hulman, Jr., of declaring each May the most famous words in motorsports: "Gentlemen start your engines."; and

WHEREAS, she was proud of her German heritage, always had a special place in her heart for Saint Mary-of-the-Woods College, and served on the Boards of the Swope Art Museum in Terre Haute and the Indianapolis Museum of Art; and

WHEREAS, the Hulmans bought the deteriorated race track in Speedway outside of Indianapolis in 1945, and through the years built it up to become the premier auto racing venue in the world; 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 respectfully remember the life and contributions of Mary Fendrich Hulman.

SECTION 2. The Council extends its condolences to her daughter Mari Hulman George, grandson Anton "Tony" Hulman George and to the rest of the family.

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. 336, 1998. The proposal, sponsored by Councillors Golc, Boyd, Curry, Franklin, McClamroch, and Moores, recognizes the Cathedral Irish Class 3A basketball State Champions. Councillor Golc commented on Cathedral's academic and athletic programs and congratulated the team on winning the championship. Councillor Boyd read the proposal and presented team members and coaches with a copy of the document and Council pins. Peter Berg, Head Coach, thanked the Council for this recognition and stated that the team was proud to represent Indianapolis in this way. Councillors McClamroch, Curry, Moores, Franklin, and SerVaas congratulated the team on their championship and their sportsmanship. The President recognized the contributions of the late Bob Welch, for whom the new gym is named. Councillor Golc moved, seconded by Councillor Boyd, for adoption. Proposal No. 336, 1998 was adopted by a unanimous voice vote.

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Proposal No. 336, 1998 was retitled SPECIAL RESOLUTION NO. 22, 1998, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 1998

A SPECIAL RESOLUTION recognizing the Cathedral Irish Class 3A basketball State Champions.

WHEREAS, March 28<sup>th</sup>, 1998, was a banner day for Cathedral High School's basketball team; and

WHEREAS, that night the Cathedral Irish met and routed Yorktown High School in a decisive 72-47 final game of the Class 3A championships, in the process bombing a state record 69.2 percent of their shots from the field; and

WHEREAS, physical strength, quickness and athleticism of the team members earned the Irish an impressive 22-5 record for the 1997-98 season; 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 Cathedral High School Class 3A boys State Champions.

SECTION 2. The Council specifically recognizes: players Bobby Allen, Zach Fox, Mike Davis, Matt Lee, Eddie Freije, A.T. Simpson, John Shelbourne, Rufus Sanders, Phil Brown, Scott Peterson, Rylan Hainje, Grant Sterley, Joe McClyde, Otis Shannon, Tim Adams, Marques Newson and Ron Sayles; Head Coach Pete Berg; Assistant Coaches Scott Hicks, Greg Piper, Ken Roseman, Rich Andriole, Terry Fox and Ned Wicker; Managers Brandon Simpson, Jack Gregory and Chris Hess; Sports Information Chris C. Kaufman; Team Statistics Rhonda Hardin, Brittany Schaffer, Heather Hayes and Jennifer Adisa; and all the cheerleaders, school faculty, supportive parents, and fans of Cathedral High School.

SECTION 3 The Council wishes these young athletes, especially the graduating seniors, the very best in all their future endeavors.

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. 342, 1998. The proposal, sponsored by Councillor Borst, commends the Perry Meridian High School Team for winning the "Brain Game" TV quiz show. Councillor Borst read the proposal and presented team members and sponsors with copies of the document and Council pins. Team member Nick Stadtmiller thanked the Council for this honor and thanked the team sponsors and school principal for their support and guidance. Councillor Borst moved, seconded by Councillor Massie, for adoption. Proposal No. 342, 1998 was adopted by a unanimous voice vote.

Proposal No. 342, 1998 was retitled SPECIAL RESOLUTION NO. 23, 1998, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1998

A SPECIAL RESOLUTION commending the Perry Meridian High School Team for winning the "Brain Game" TV quiz show.

WHEREAS, since 1960, WTHR Channel 13's "Brain Game" has challenged high school teams with questions on a very wide variety of topics such as history, sports, spelling, music, math, entertainment, science and other categories; and

WHEREAS, this school year Perry Township's Perry Meridian High School brought home the Championship Title for the seventh time, beating runner-up Center Grove School; and

WHEREAS, Perry Meridian's team also won the White River Academic League which involved many of the same teams in a similar format; 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 the Perry Meridian High School "Brain Game" TV show winners: Nick Stadtmiller, Catherine Walsh, Clay Cressler, Mike Lang, Amel Aurellano and Jeff Adkins along with faculty sponsors Betty Redman and Patricia Theobald.

SECTION 2. The Council commends these young men and women for all their hard work which reflects great credit upon themselves and upon Perry Meridian High School.

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. 352, 1998. The proposal, sponsored by Councillor Short recognizes Indianapolis' first Black attorney James T. V. Hill. Councillor Short read the proposal and presented Rod Morgan, President of the Marion County Bar Association, with a copy of the document and a Council pin. Mr. Morgan thanked the Council on behalf of the Hill family and the Bar Association. He added that a ceremony will be held to dedicate a monument at Mr. Hill's gravesite on May 29, 1998. He stated that Mr. Hill's 87-year old granddaughter will be present at this ceremony and encouraged all Council members to attend. Councillors Gray, Jones, Brents, and Boyd stated that they are proud to support this resolution and that it is a recognition long overdue. Councillor Short moved, seconded by Councillor Boyd, for adoption. Proposal No. 352, 1998, was adopted by a unanimous voice vote.

Proposal No. 352, 1998 was retitled SPECIAL RESOLUTION NO. 24, 1998, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1998

A SPECIAL RESOLUTION recognizing Indianapolis' first Black attorney James T.V. Hill.

WHEREAS, for years the first Black attorney in Indianapolis has had a city park at 1806 North Columbia Avenue named in his honor, but has not had a marker at his own Crown Hill grave site; and

WHEREAS, James T.V. Hill was born in Chillicothe, Ohio, shortly before the Civil War, moved to Indianapolis at age 20, was a postal clerk and barber before settling in at his law practice at 18-1/2 North Pennsylvania Street; and

WHEREAS, Mr. Hill was the first African-American attorney in Indianapolis, growing in stature to become a respected member of the Bar during the next 46 years of practicing law in the city; and

WHEREAS, adding to his list of "Firsts", James T.V. Hill was also the first Black to serve on a Marion County grand jury, he also served as a Marion County deputy prosecutor and as a special judge in local courts; and

WHEREAS, Mr. Hill was active in the Democrat Party, was on the Board of a downtown YMCA branch and Mayor Slack's letter to his widow Sarah upon his death in 1928 contains words which describe Mr. Hill's life: "He lived a very upright, useful and active life."; now, therefore:

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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 life and contributions of this city's first Black attorney James T.V. Hill.

SECTION 2. It is most fitting and proper that now -- 71 years after Mr. Hill's death -- the Marion County Bar Association, with assistance from the Indianapolis-Marion County Public Library, Crown Hill Cemetery, the James T.V. Hill Family Center, the Indianapolis Bar Association and friends will be dedicating a monument at Mr. Hill's grave site on May 29, 1998.

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. 212, 1998. The proposal, sponsored by Councillor McClamroch, appoints Al Polin to the Marion County Community Corrections Advisory Board. Due to another board appointment being introduced for Mr. Polin this evening, Councillor McClamroch moved, seconded by Councillor Dowden, to postpone Proposal No. 212, 1998, until the other appointment has been considered by the Public Safety and Criminal Justice Committee. Proposal No. 212, 1998 was postponed by a unanimous voice vote.

Councillor McClamroch asked for consent to vote on Proposal Nos. 213, 224, and 226, 1998 together. All are board appointments and passed out of committee with unanimous votes. Consent was given.

PROPOSAL NO. 213, 1998. The proposal appoints Pat Pritchett to the Marion County Community Corrections Advisory Board. PROPOSAL NO. 224, 1998. The proposal reappoints Lance L. Bundles to the Metropolitan Development Commission. PROPOSAL NO. 226, 1998. The proposal reappoints Virginia Dill McCarty to the Marion County Public Defender Board. Councillor McClamroch moved, seconded by Councillor Gilmer, for adoption. Proposal Nos. 213, 224, and 226, 1998 were adopted by a unanimous voice vote.

Proposal No. 213, 1998 was retitled COUNCIL RESOLUTION NO. 51, 1998, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 51, 1998

A COUNCIL RESOLUTION appointing Pat Pritchett 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:

Pat Pritchett

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2001. 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.

Proposal No. 224, 1998 was retitled COUNCIL RESOLUTION NO. 52, 1998, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 52, 1998

A COUNCIL RESOLUTION reappointing Lance L. Bundles to the Metropolitan Development Commission.

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

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Lance L. Bundles

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1998. 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.

Proposal No. 226, 1998 was retitled COUNCIL RESOLUTION NO. 53, 1998, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 53, 1998

A COUNCIL RESOLUTION reappoints Virginia Dill McCarty to the Marion County Public Defender 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 Public Defender Board, the Council appoints:

Virginia Dill McCarty

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1998. 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.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 301, 1998. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends sections of the Code concerning the purchasing division of the Office of City Controller"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 302, 1998. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which adopts minor/technical amendments regarding wireless communication facilities to five zoning ordinances (Dwelling Districts, Commercial, Central Business District, Special Districts, and Industrial) (98-AO-4)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 303, 1998. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Eugene Lausch as Director of the Department of Metropolitan Development for a term ending December 31, 1998"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 304, 1998. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Debra Normann as Director of the Department of Parks and Recreation for a term ending December 31, 1998"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 305, 1998. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves a public purpose grant in the amount of \$25,000 to the Riley Area Development Corporation for a public art sculpture that identifies the Massachusetts Avenue Arts District"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 306, 1998. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$100,106 in the 1998 Budget of the Department of Parks and Recreation (City Cumulative Capital Development Fund) for the Pike Aquatic Center Project funded with a grant from the Indianapolis Parks Foundation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 307, 1998. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$378,000 in the 1998 Budget of the Department of Parks and Recreation (Park General Fund) to fund the design of Fall Creek Greenway and materials for a pedestrian bridge connecting the White River Greenway to the Indianapolis Museum of Art"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 308, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$214,635 in the 1998 Budget of the County Sheriff (County General Fund) to hire an additional ten road patrol/deputies for six months financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 309, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$16,500 in the 1998 Budget of the Marion County Superior Court, Juvenile Division (State and Federal Grants Fund) to fund a grant to Reach for Youth for the Adolescent Sexual Adjustment Program funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 310, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$48,000 in the 1998 Budget of the Marion County Superior Court, Juvenile Division (State and Federal Grants Fund) to fund a grant to Child Advocates, Inc. funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 311, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$54,740 in the 1998 Budget of the Marion County Superior Court, Juvenile Division (State and Federal Grants Fund) to fund a grant to Reach for Youth for Teen Court funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 312, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$57,300 in the 1998 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide third-year funding for a deputy prosecutor and partial salary for a victim witness advocate working with the Metro Gang Task Force through the Johnson County Prosecutor's Office funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 313, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$2,589 in the 1998 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to extend the Adult Protective Services Supplemental Grant for an additional three months through September 30, 1998 funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 314, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$23,895 in the 1998 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to support half the salary of a deputy prosecutor for a Safe Neighborhood Grant targeting the Meadows area funded by a grant from the U. S. Department of Housing and Urban Development"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 315, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$445,100 in the 1998 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to fund salaries for law enforcement officers participating in the multi-jurisdictional pursuit of illegal drug activities funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 316, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Fiscal Ordinance which approves an increase of \$212,555 in the 1998 Budget of the Department of Public Safety, Police Division (Police Service District Fund) to continue the Weed and Seed Program financed by a U.S. Department of Justice grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 317, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Fiscal Ordinance which approves an increase of \$60,000 in the 1998 Budget of the Department of Public Safety, Police Division (Police Service District Fund) to pay for juvenile programs sponsored by the Police Athletic League financed by federal grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 318, 1998. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Fiscal Ordinance which approves an increase of \$70,000 in the 1998 Budget of the Department of Public Safety, Police Division (Police Service District Fund) to pay for overtime related to a Safe Neighborhood Grant for the

Meadows Area financed by federal grants”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 319, 1998. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance which approves an increase of \$110,000 in the 1998 Budget of the Department of Public Works, Environmental Resources Management Division (Sanitation Liquid Waste Fund) to fund Northside Landfill closure remediation financed by fund balances”; and the President referred it to the Public Works Committee.

PROPOSAL NO. 320, 1998. Introduced by Councillor Borst. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which concerns the sale of tickets for the 1999 National Collegiate Athletic Association Division 1 Men’s Basketball Championship”; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 321, 1998. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance which approves an increase of \$454,081 in the 1998 Budget of the Department of Capital Asset Management, Finance and Administration Division (State Grants Fund) to fund additional public mass transit services financed by a state grant”; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 322, 1998. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance which approves an increase of \$1,000,000 and a transfer of \$765,000 in the 1998 Budget of the Department of Capital Asset Management, Asset Management Division, to fund the summer street resurfacing program financed by an appropriation of \$1,000,000 from the Transportation General Fund, a transfer of \$432,932 in the Transportation General Fund, a transfer of \$332,069 in the Sanitation Liquid Waste Fund, and internal transfers within the Transportation General Fund and Sanitation Liquid Waste Fund”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 323, 1998. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes a traffic signal at 56th Street and Reed Road (District 1)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 324, 1998. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes a traffic signal at 34th Street and Eagle Creek Parkway (District 18)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 325, 1998. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes multi-way stops for Creekside Woods subdivision (District 13)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 326, 1998. Introduced by Councillor Talley. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes a multi-way stop at 40th Street and Sheridan Avenue (District 14)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 327, 1998. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 42nd Street and Sheridan Avenue (District 14)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 328, 1998. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Aberdeen Drive and Westdrum Road (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 329, 1998. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a stop sign at Kingsbridge Street and Pleasant Run Parkway South Drive (District 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 330, 1998. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a stop sign at Georgia Street and Olive Street (District 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 331, 1998. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in rush hour parking restrictions for 10th Street from Sherman Drive to Arlington Avenue (Districts 10, 12, 13, 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 332, 1998. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a one-way restriction for "40 & 8" Avenue, from Fort Wayne Avenue to Pennsylvania Street (Districts 1, 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 333, 1998. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes street parking control changes for 300 West Walnut Street (USS Indianapolis Memorial Way) (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 334, 1998. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the removal of parking restrictions on Mount Street and Ohio Street (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 337, 1998. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes a users fee for certain for profit businesses and organizations whose activities place a special burden on the assets and staffing requirements of the Indianapolis Police Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 338, 1998. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of bonds of the

Sanitary District in an amount not to exceed \$65,000,000"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 339, 1998. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$37,500 in the 1998 Budget of the Cooperative Extension Service (County Grants Fund) to fund supplemental agency programs funded by grants from the Indianapolis Zoo, Indianapolis Parks Department, and Marion County Extension Programs, Inc."; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 340, 1998. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$250,250 in the 1998 Budget of the Department of Parks and Recreation (Park General Fund) to fund supervised playground activities in neighborhood parks and additional park maintenance"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 341, 1998. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves appointment of Gregory Zoeller as Administrative Hearing Officer"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 353, 1998. Introduced by Councillors Dowden and McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Tina Bussell to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 354, 1998. Introduced by Councillors Dowden and McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Bruce Laetsch to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 355, 1998. Introduced by Councillors Dowden and McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Leah Orr to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 356, 1998. Introduced by Councillors Dowden and McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Al Polin to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 357, 1998. Introduced by Councillors Dowden, McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Wayne Volda to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 358, 1998. Introduced by Councillors Dowden and McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints William Powers

to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

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

PROPOSAL NO. 343, 1998 and PROPOSAL NOS. 344-351, 1998. Introduced by Councillor Hinkle. Proposal No. 343, 1998 and Proposal Nos. 344-351, 1998 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on May 14, 1998. 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. 96-104, 1998, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 96, 1998.

98-Z-23

1421 EAST THOMPSON ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

GREENE, LP, by Theodore Giesekeing, requests a rezoning of 20.50 acres, being in the I-2-S District, to the C-7 classification to provide for high intensity commercial uses including automobile-truck sales and service.

REZONING ORDINANCE NO. 97, 1998.

98-Z-68

4305-4313 HOYT AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 15

DEPARTMENT OF METROPOLITAN DEVELOPMENT/ CITY OF INDIANAPOLIS. request a rezoning of 0.75 acre, being in the D-5 District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 98, 1998.

98-Z-69

5003 HARDING LANE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

WESTGATE KAR WASH AND KAR KARE CENTER, INC., by Brian J. Tuohy, requests a rezoning of 1.764 acres, being in the C-4 District, to the C-7 classification to provide for retail commercial development including a truck wash facility.

REZONING ORDINANCE NO. 99, 1998.

98-Z-70

11850 EAST BROOKVILLE ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

BENNIE J. McWHA requests a rezoning of 24.78 acres, being in the SU-9 District, to the C-S classification to provide for training of students, residential housing for students and staff, administrative offices, retirement center, conference center, and an orphanage and associated services.

REZONING ORDINANCE NO. 100, 1998.

98-Z-73

4627 INDEPENDENCE SQUARE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

JOACHIM MACHINERY CO. INC., by Michael J. Kias, requests a rezoning of 2.0 acres, being in the C-S District, to the C-S classification to provide for light and medium industrial uses.

REZONING ORDINANCE NO. 101, 1998.

98-Z-74

1515 EAST HUNSTEAD LANE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

EDGEWOOD CORPORATION, by Joseph Scimia, requests a rezoning of 2.14 (±) acres, being in the C-3 District, to the C-S classification to provide for retail commercial uses and the storage, loading and unloading of building materials.

REZONING ORDINANCE NO. 102, 1998.

98-Z-75

1701 DR. ANDREW J. BROWN AVENUE, 1702 AND 1705 ARSENAL AVENUE, and 1418

EAST 17<sup>th</sup> STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

CITY OF INDIANAPOLIS/DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 0.8 acre, being in the D-8 District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 103, 1998.

98-Z-87

5101 EAST 82<sup>nd</sup> STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

CLEARWATER SPRINGS, L. P., by Philip Nicely, requests a rezoning of 41.21 acres, being in the C-S District, to the C-S classification to provide for a veterinary clinic within a pet store and all other uses and commitments associated with 95-Z-171 and 98-AP-6.

REZONING ORDINANCE NO. 104, 1998.

98-Z-93 (98-DP-15)

3310 ST. CLAIR STREET AND 802 CENTENNIAL STREET (approximate addresses), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16

INDIANAPOLIS HOUSING AGENCY request a rezoning of 0.9 acre, being in the D-5 and I-2-U Districts, to the D-P classification to provide for single-family and two-family residential development.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 64, 1998. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 64, 1998 on February 2, 1998. The proposal was adopted by the full Council on February 9, 1998. The motion to reconsider Proposal No. 64, 1998 due to legal advertising issues carried by a unanimous voice vote of the full Council on April 20, 1998. The proposal approves an increase of \$1,745,957 in the 1998 Budget of the Department of Metropolitan Development, Division of Planning (Transportation General Fund--\$500,000 and Federal Grants Fund--\$1,245,957) to pay for the preparation of alternatives for traffic congestion in the Northeast Corridor of Marion County financed by a federal grant and matching funds from members of the Northeast Corridor MIS Task Force.

Councillor Schneider asked if the proposal has changed any since it was first adopted. Councillor Hinkle stated that the proposal is the same.

The President called for public testimony at 8:08 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Golc, for adoption. Proposal No. 64, 1998 was adopted by a the following roll call vote; viz:

22 YEAS: *Borst, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

1 NAY: *Gray*

5 NOT VOTING: *Boyd, Bradford, Franklin, Moriarty Adams, Williams*

1 ABSENT: *Black*

Proposal No. 64, 1998 was retitled FISCAL ORDINANCE NO. 4, 1998, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 1998

A FISCAL ORDINANCE amending the City-County Annual Budget for 1998 (City-County Fiscal Ordinance No. 90, 1997) appropriating an additional Five Hundred Thousand Dollars (\$500,000) in the Transportation General Fund and an additional One Million Two Hundred Forty-five Thousand Nine Hundred Fifty-seven Dollars (\$1,245,957) in the Federal Grants Fund for purposes of the Department of Metropolitan Development, Division of Planning, and reducing the unappropriated and unencumbered balance in the Transportation General and Federal Grant Funds.

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(j) of the City-County Annual Budget for 1998 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Division of Planning, to provide detailed recommendations for improving traffic congestion in Northeast Marion County. The dollars for this study and the study itself will remain under the control of the City of Indianapolis via the Department of Metropolitan Development from beginning until its conclusion. In the event that an R.T.A. (Regional Transportation Authority) is formed at a later date, such group will not be the recipient or controller of these dollars.

SECTION 2. The sum of One Million Seven Hundred Forty-five Thousand Nine Hundred Fifty-seven Dollars (\$1,745,957) 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>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>		
<u>DIVISION OF PLANNING</u>		<u>TRANSPORTATION GENERAL FUND</u>
3. Other Services and Charges		<u>500,000</u>
TOTAL INCREASE		500,000
<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>		
<u>DIVISION OF PLANNING</u>		<u>FEDERAL GRANTS FUND</u>
3. Other Services and Charges		<u>1,245,957</u>
TOTAL INCREASE		1,245,957

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

	<u>TRANSPORTATION GENERAL FUND</u>
Unappropriated and Unencumbered Transportation General Fund	<u>500,000</u>
TOTAL REDUCTION	500,000
	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered Federal Grants Fund	<u>1,245,957</u>
TOTAL REDUCTION	1,245,957

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or

project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 170, 1998. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 170, 1998 on May 12, 1998. The proposal approves an increase of \$700,000 in the 1998 Budget of the Office of the Controller (Consolidated County Fund) to fund City Market utilities, Front Porch Alliance, and Data Collection financed by fund balances. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Coughenour asked why three completely unrelated fiscal projects are combined into one ordinance. Councillor Schneider stated that the funding for these projects comes out of the same fund, and a motion was made to separate the projects in committee. That motion failed. Councillor Coughenour stated that this does not seem to be the right way to submit an ordinance and she is uncomfortable voting on all these items together. Councillor Schneider stated that a proper hearing was allowed separately on all three issues in Committee. Councillor Coughenour stated that she is still concerned because one may be in favor of one issue, and opposed to the others, but would have to vote either for or against all three, and would then have to choose which was most important.

Councillor Williams stated that she shares the same concerns and asked if General Counsel Robert Elrod can draft a rule regarding how proposals are introduced concerning separate issues. She added that separate issues need separate proposals. Mr. Elrod stated that this is not an issue for Council staff to address, but concern about how fiscals are introduced should be directed to the fiscal officers submitting the proposals.

Councillor Short stated that an effort was made to separate the proposals in Committee, but that it failed because all three items are in the Controller's budget and the proposal was submitted that way by the Controller.

Councillor Coonrod stated that he is against this proposal for the same reasons Councillors Coughenour and Williams have indicated. He stated that the motion to separate in Committee may have failed, but the failure was due to a 4-4 vote, which indicates half of the Committee was strongly in favor of separating these items. He stated that the best way to get fiscal officers to stop submitting separate issues in one proposal is to oppose the proposal and prevent it from passing into law.

Councillor Schneider stated that he has seen ordinances in the past which contained separate issues, over which there was no debate. Councillor Williams stated that with three different Councillors feeling this strongly about it, it seems this situation is more unique than Councillor Schneider thinks.

Councillor Gray stated that it seems the fiscal officers are grouping these items together in one proposal because they feel one issue may not pass by itself on its own merit, but would pass by default because of the other projects in the proposal.

The President called for public testimony at 8:22 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor McClamroch, for adoption. Proposal No. 170, 1998 was adopted on the following roll call vote; viz:

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

Proposal No. 170, 1998 was retitled FISCAL ORDINANCE NO. 52, 1998, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1998

A FISCAL ORDINANCE amending the City-County Annual Budget for 1998 (City-County Fiscal Ordinance No. 90, 1997) appropriating an additional Seven Hundred Thousand Dollars (\$700,000) in the Consolidated County Fund for purposes of the Office of the Controller 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(g) of the City-County Annual Budget for 1998 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Office of the Controller to fund City Market utilities, Front Porch Alliance, and Data Collection.

SECTION 2. The sum of Seven Hundred Thousand Dollars (\$700,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>OFFICE OF THE CONTROLLER</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	646,000
4. Capital Outlay	<u>54,000</u>
TOTAL INCREASE	700,000

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

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered Consolidated County Fund	<u>700,000</u>
TOTAL REDUCTION	700,000

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

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 234, and 262-267, 1998 on May 13, 1998. He asked for consent to vote on these proposals together. The President ruled that Proposal Nos. 263 and 267, 1998 have recommendations to postpone and strike and therefore require separate votes. Consent was given to vote on Proposal Nos. 234, 262, and 264-266, 1998 together.

PROPOSAL NO. 263, 1998. The proposal approves an increase of \$24,000 in the 1998 Budget of the Marion County Superior Court, Juvenile Division (State and Federal Grants Fund) to fund

a grant for Big Sisters funded by a grant from the Indiana Criminal Justice Institute. Councillor Dowden moved, seconded by Councillor Smith, to postpone Proposal No. 263, 1998. Proposal No. 263, 1998 was postponed until June 8, 1998 by a unanimous voice vote.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 267, 1998. The proposal, sponsored by Councillor Talley, creates a seven-member crime study committee. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Dowden stated that the study committee as set forth in this proposal does not apply to the whole County, but only to the Indianapolis Police Department (IPD) districts. He said that the feeling of the Committee was that such a study should be County-wide. He added that information is being reported to the Committee on a regular basis on many other crime studies being done by IPD and the Sheriff's department, as well as the Courts, and therefore, this study committee is really a duplication of efforts.

Councillor Talley stated that he supports this proposal and gave reasons for why such a committee is needed. He asked the support of fellow Councillors in defeating the recommendation to strike and passing the proposal.

Councillor McClamroch asked why Councillor Talley made a motion to strike the proposal in Committee if he actually wants the proposal passed. Councillor Talley stated that he does not believe he was the one who made the motion. Councillor McClamroch asked if the minutes then need to be corrected. Councillor Talley agreed that they should. Councillor McClamroch stated that the Committee deals with crime study issues on a regular basis and that Councillor Talley's motion to strike in Committee was an effort to get the proposal out of Committee instead of having it tabled. Councillor Talley stated that Councillor McClamroch had challenged him to submit constructive public safety proposals, but that his submissions rarely make it out of Committee. He added that this was the only way to get the proposal onto the Council floor.

Councillor Hinkle suggested that the proposal be returned to the Committee so that the minutes can be corrected. Councillor Dowden stated that the minutes are correct and nothing would be served by returning the proposal to the Committee.

Councillor Dowden moved, seconded by Councillor McClamroch, to strike. Proposal No. 267, 1997 was stricken on the following roll call vote; viz:

*17 YEAS: Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Hinkle, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford*

*6 NAYS: Boyd, Brents, Gray, Jones, Short, Talley*

*5 NOT VOTING: Borst, Franklin, Golc, Moores, Williams*

*1 ABSENT: Black*

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 234, 1998. The proposal approves an increase of \$450,000 in the 1998 Budget of the Marion County Superior Court (County General Fund) to pay the increased cost of jury

fees financed by fund balances. PROPOSAL NO. 262, 1998. The proposal approves an increase of \$250,000 in the 1998 Budget of the Department of Public Safety, Police Division (Federal Grants Fund) to operate a new Weed and Seed program financed by a federal grant. PROPOSAL NO. 264, 1998. The proposal approves an increase of \$32,732 in the 1998 Budget of the Marion County Public Defender Agency (State and Federal Grants Fund) to continue funding the Pretrial Release and Sentencing Project funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 265, 1998. The proposal, sponsored by Councillor Borst, approves an increase of \$359,560 in the 1998 Budget of the Forensic Services Agency (State and Federal Grants Fund) to continue the DNA STR Conversion Project funded by a grant from the National Institute of Justice. PROPOSAL NO. 266, 1998. The proposal approves an increase of \$79,572 in the 1998 Budget of the Metropolitan Emergency Communications Agency (Metropolitan Emergency Communications Agency Fund) to purchase mobile data computer vehicular mounts, pagers, and related maintenance agreements funded by sales of the units to user agencies. All proposals passed out of Committee with unanimous recommendations that they do pass.

Councillor Borst stated that he supports these proposals, but that funding should be sought elsewhere in the future instead of continuing to deplete the fund balance.

The President called for public testimony at 8:45 p.m.

Tom Kilborne, a Decatur Township resident, stated that he supports Proposal No. 234, 1998 because it will encourage more registered voters. He explained that many citizens will not register because they do not want to be called on for jury duty because the fees do not compensate for their time off of work.

Councillor Dowden moved, seconded by Councillor McClamroch, for adoption. Proposal No. 234, 1998, as amended, and Proposal Nos. 262, and 264-266, 1998, 1998 were adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford*

*0 NAYS:*

*5 NOT VOTING: Brents, Franklin, Golc, Talley, Williams*

*1 ABSENT: Black*

Proposal No. 234, 1998, as amended, was retitled FISCAL ORDINANCE NO. 53, 1998, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 1998

A FISCAL ORDINANCE amending the City-County Annual Budget for 1998 (City-County Fiscal Ordinance No. 90, 1997) appropriating an additional Four Hundred Fifty Thousand Dollars (\$450,000) in the County General Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 1998 be, and is hereby, amended

by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to pay the increase in Jury Fees

SECTION 2. The sum of Four Hundred Fifty Thousand Dollars (\$750,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>450,000</u>
TOTAL INCREASE	450,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>450,000</u>
TOTAL REDUCTION	450,000

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

Proposal No. 262, 1998 was retitled FISCAL ORDINANCE NO. 54, 1998, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 1998

A FISCAL ORDINANCE amending the City-County Annual Budget for 1998 (City-County Fiscal Ordinance No. 90, 1997) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(m) of the City-County Annual Budget for 1998 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, for a new Weed and Seed program

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

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>POLICE DIVISION</u>	<u>FEDERAL GRANTS FUND</u>
2. Supplies	425
3. Other Services and Charges	246,940
4. Capital Outlay	<u>2,635</u>
TOTAL INCREASE	250,000

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

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	<u>250,000</u>
TOTAL REDUCTION	250,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the

appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 264, 1998 was retitled FISCAL ORDINANCE NO. 55, 1998, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1998

A FISCAL ORDINANCE amending the City-County Annual Budget for 1998 (City-County Fiscal Ordinance No. 90, 1997) appropriating an additional Thirty-two Thousand Seven Hundred Thirty-two Dollars (\$32,732) in the State and Federal Grants Fund for purposes of the Marion County Public Defender Agency and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b),(u) of the City-County Annual Budget for 1998 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency to continue funding the Pretrial Release and Sentencing Project funded by a grant from the Indiana Criminal Justice Institute.

SECTION 2. The sum of Thirty-two Thousand Seven Hundred Thirty-two Dollars (\$32,732) 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>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	3,222
 <u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	
1. Personal Services	17,387
3. Other Services and Charges	<u>12,123</u>
TOTAL INCREASE	32,732

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>32,732</u>
TOTAL REDUCTION	32,732

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 265, 1998 was retitled FISCAL ORDINANCE NO. 56, 1998, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 56, 1998

A FISCAL ORDINANCE amending the City-County Annual Budget for 1998 (City-County Fiscal Ordinance No. 90, 1997) appropriating an additional Three Hundred Fifty-nine Thousand Five Hundred Sixty Dollars (\$359,560) in the State and Federal Grants Fund for purposes of the Forensic Services Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(x) of the City-County Annual Budget for 1998 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency to continue the DNA STR Conversion Project funded by a grant from the National Institute of Justice.

SECTION 2. The sum of Three Hundred Fifty-nine Thousand Five Hundred Sixty Dollars (\$359,560) 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>FORENSIC SERVICES AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	144,150
3. Other Services and Charges	18,910
4. Capital Outlay	<u>196,500</u>
TOTAL INCREASE	359,560

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>359,560</u>
TOTAL REDUCTION	359,560

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 266, 1998 was retitled FISCAL ORDINANCE NO. 57, 1998, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 1998

A FISCAL ORDINANCE amending the Metropolitan Emergency Communications Agency Annual Budget for 1998 (City-County Fiscal Ordinance No. 89, 1997) appropriating an additional Seventy-nine Thousand Five Hundred Seventy-two Dollars (\$79,572) in the Metropolitan Emergency Communications Agency Fund for purposes of the Metropolitan Emergency Communications Agency and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund.

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

SECTION I. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Metropolitan Emergency Communications Agency Annual Budget for 1998 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the

Metropolitan Emergency Communications Agency to purchase mobile data computer vehicular mounts, pagers, and related maintenance agreements funded by sales of the units to user agencies'

SECTION 2. The sum of Seventy-nine Thousand Five Hundred Seventy-two Dollars (\$79,572) 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>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY</u>	<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND</u>
2. Supplies	32,500
3. Other Services and Charges	9,000
4. Capital Outlay	<u>38,072</u>
TOTAL INCREASE	79,572

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

	<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND</u>
Unappropriated and Unencumbered	
Metropolitan Emergency Communications Agency Fund	<u>79,572</u>
TOTAL REDUCTION	79,572

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

Councillor Hinkle asked for consent to move Proposal No. 229, 1998 next on the agenda due to the number of public in attendance in support of the proposal. Consent was given.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 229, 1998. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 229, 1998 on April 13 and April 27, 1998. The proposal approves the feasible and acceptable redevelopment plan for the redevelopment of Union Station submitted by Station Properties, LLC. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Williams stated that she has received several phone calls commending the Committee for doing the right thing by recommending this proposal, and she thanked Councillor Hinkle for all his efforts.

Councillor Hinkle stated that he has been receiving calls for booking the Head House banquet hall, and such calls should be referred to 631-2221.

Councillor Hinkle moved, seconded by Councillor Williams, for adoption. Proposal No. 229, 1998, as amended, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, 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: *Black*

Proposal No. 229, 1998, as amended, was retitled SPECIAL RESOLUTION NO. 25, 1998, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1998

A SPECIAL RESOLUTION approving the feasible and acceptable redevelopment plan for the redevelopment of Union Station.

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana ("MDC") did, by Resolution No. 86, approved on March 5, 1986, and confirmed by Resolution No. 117, 1986, approved on April 2, 1986, establish a Consolidated Redevelopment Area ("Consolidated Area") by combining six (6) Urban Renewal and Redevelopment Areas under one resolution and redevelopment plan; and

WHEREAS, Union Station ("Union Station") is located within the Consolidated Area; and

WHEREAS, MDC acknowledges that, for a period of at least eight (8) years, Union Station has experienced significant financial difficulties and that some manner of redevelopment is necessary for the proper utilization of Union Station; and

WHEREAS, Union Station was auctioned May 10, 1998 and, in an effort to insure the highest and best use of Union Station, the Department of Metropolitan Development ("DMD") acquired Union Station when the sale closed; and

WHEREAS, DMD offered Union Station for public bid on December 20, 1995; bids were opened on February 7, 1996; however, all bids were rejected as non-responsive on February 21, 1996; and

WHEREAS, the City-County Council wishes to support the administration in its quest to achieve the highest and best use of Union Station as a public entity; 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 hereby endorses and supports the administration in a plan to redevelop Union Station and urging any project agreement to contain provisions which:

(1) Allows the City to maintain some interest in the Station as a means of protecting the right of the public to enjoy the treasure.

(2) Might lease the Head House or Great Hall and adjoining historical area with stairway leading to upper floor and train shed as a banquet or catering facility; and

(3) Explores, with a sincere interest, investors and/or investments that might successfully incorporate some portion of the station, mainly the train shed, as a contributing center for transportation locally as well as regionally.

SECTION 2. The City administration will pursue to have Union Station, by means of an enclosed walkway, connected to Circle Center Mall by the year 2000.

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

**SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 261, 1998. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 261, 1998 on May 12, 1998. The proposal approves an increase of \$550,000 in the 1998 Budget of the Office of the Controller (Consolidated County Fund) to fund City Market utilities and data collection financed by fund balances. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Williams stated that it seems the issues contained in Proposal No. 170, 1998 were separated, but then were merged in Committee. Councillor Schneider stated that the duplication of proposals was an error due to the inexperience of a brand new City Controller.

Councillor Schneider moved, seconded by Councillor Shambaugh, to strike. Proposal No. 261, 1998 was stricken by a unanimous voice vote.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 167, 1998. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 167, 1998 on April 13, 1998, and again on May 11, 1998. The proposal, sponsored by Councillor Gilmer, designates a section of Walnut Street as the "USS Indianapolis Memorial Way." By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer explained the urgency for installing the signage before the proposal was approved.

Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 167, 1998 was adopted on the following roll call vote; viz:

*28 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, 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: Black*

Proposal No. 167, 1998 was retitled GENERAL RESOLUTION NO. 6, 1998, and reads as follows:

#### CITY-COUNTY GENERAL RESOLUTION NO. 6, 1998

A GENERAL RESOLUTION designating a section of Walnut Street as the "USS Indianapolis Memorial Way."

WHEREAS, the heavy cruiser "USS Indianapolis" (CA-35) was named for the capital city of Indiana, and launched in 1931; and

WHEREAS, she was the pride of the Navy, transported President Franklin D. Roosevelt several times during the 1930's, and saw extensive World War II action in the Pacific earning 10 battle stars; and

WHEREAS, after being damaged by a Japanese suicide plane in early 1945, the "USS Indianapolis" limped back to California to be repaired and fitted with the newest equipment in anticipation of the U.S. invasion of Japan; and

WHEREAS, returning to the South Pacific she carried component parts for the atomic bombs that would soon put an end to the war; and

WHEREAS after delivering the parts, in the middle of the night of July 29-30, 1945, a Japanese submarine sank the "USS Indianapolis", and after five days of a raw struggle against nature and sharks in the vast Pacific, only 317 of the 1,197 on board the "Indianapolis" were finally rescued; now, therefore:

May 18, 1998

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 deems it fitting and proper to honor the memory of the warship "USS Indianapolis" (CA-35) and those who served upon her by designating a section of Walnut Street, from Senate Avenue to the "USS Indianapolis" Memorial Monument as the "USS Indianapolis Memorial Way."

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

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

PROPOSAL NO. 279, 1998. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 279, 1998 on May 11, 1998. The proposal amends the Revised Code concerning the location of a cemetery. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Moores, for adoption. Proposal No. 279, 1998 was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, 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: *Black*

Proposal No. 279, 1998 was retitled GENERAL ORDINANCE NO. 74, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 74, 1998

A GENERAL ORDINANCE amending the Revised Code concerning the location of a cemetery.

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

SECTION 1. The Revised Code of the Consolidated City and County, specifically Sec. 541-4, be and is hereby amended by deleting that section which reads as follows:

~~Sec. 541-4. Location of cemetery.~~

~~No cemetery, graveyard or burying ground shall be hereafter located and maintained on any tract of ground in the city which is adjacent to or within three hundred (300) feet of the nearest part of any public park, parkway or boulevard under the management and control of the city, and no ground so situated shall be used for the interment of bodies or for cemetery purposes. However, the provisions of this section shall not apply to any ground which is now being used and operated as a cemetery, graveyard or burying ground, or has been heretofore dedicated to cemetery purposes and in which, or in any part of which, bodies have been interred prior to the adoption of this Code.~~

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

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 269-278, 1998 on May 13, 1998. He asked for consent to vote on Proposal Nos. 269-277, 1998 together. Consent was given.

PROPOSAL NO. 269, 1998. The proposal, sponsored by Councillor Shambaugh, authorizes intersection controls for Aspen Ridge Subdivision (Districts 8, 18). PROPOSAL NO. 270, 1998. The proposal, sponsored by Councillor Golc, authorizes a multi-way stop at Beulah Avenue and Kelly Street (District 17). PROPOSAL NO. 271, 1998. The proposal, sponsored by Councillor Gilmer, authorizes intersection controls for "Worthington at West 86th Street Subdivision, Sections 3 & 5" (District 1). PROPOSAL NO. 272, 1998. The proposal, sponsored by Councillor Gilmer, authorizes a multi-way stop at Burkwood Way, Spicebush Drive, and Winterhazel Drive (District 1). PROPOSAL NO. 273, 1998. The proposal, sponsored by Councillor Talley, authorizes a multi-way stop at 40th Street and Catherwood Avenue (District 14). PROPOSAL NO. 274, 1998. The proposal, sponsored by Councillor Smith, authorizes a multi-way stop at Inverness Drive and Muirfield Way (District 23). PROPOSAL NO. 275, 1998. The proposal, sponsored by Councillor McClamroch, authorizes a multi-way stop at New Jersey Street and 40th Street (District 6). PROPOSAL NO. 276, 1998. The proposal, sponsored by Councillor Williams, authorizes a multi-way stop at Dorman Street and St. Clair Street (District 22). PROPOSAL NO. 277, 1998. The proposal, sponsored by Councillor O'Dell, authorizes a multi-way stop at Tanninger Drive and Timber Creek Drive (District 13). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 269-277, 1998 were adopted on the following roll call vote; viz:

*28 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, 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: Black*

Proposal No. 269, 1998 was retitled GENERAL ORDINANCE NO. 75, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 1998

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>
13	Carnation Ct, Carnation Ln	Carnation Ln	Yield
13	Carnation Ln, Copperleaf Dr	Copperleaf Dr	Stop
13	Carnation Ln, Mesquite Ct, Garden Grove Dr, Red Bluff Dr	Garden Grove Dr, Red Bluff Dr	Stop

13	Copperleaf Dr, 34th St	34th St	Stop
13	Garden Grove Dr, 34th St	34th St	Stop

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

Proposal No. 270, 1998 was retitled GENERAL ORDINANCE NO. 76, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1998

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>
30	Beulah Av, Kelly St	Beulah Av	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>
30	Beulah Av, Kelly 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. 271, 1998 was retitled GENERAL ORDINANCE NO. 77, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 77, 1998

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>
01	Bergeson Way, Greenridge Dr	Greenridge 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. 272, 1998 was retitled GENERAL ORDINANCE NO. 78, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 78, 1998

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>
08	Burkwood Way, Spicebush Dr, Winterhazel Dr	Burkwood Way	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>
08	Burkwood Way, Spicebush Dr, Winterhazel 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. 273, 1998 was retitled GENERAL ORDINANCE NO. 79, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1998

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>
19	40th St, Catherwood Av	40th 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:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	40th St, Catherwood Av	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. 274, 1998 was retitled GENERAL ORDINANCE NO. 80, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 80, 1998

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>
48	Inverness Dr, Muirfield Way	Muirfield Way	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>
48	Inverness Dr, Muirfield Way	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. 275, 1998 was retitled GENERAL ORDINANCE NO. 81, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 1998

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>
18	New Jersey St, 40th St	40th 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:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	New Jersey St, 40th 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. 276, 1998 was retitled GENERAL ORDINANCE NO. 82, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 82, 1998

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>
25	Dorman St, St. Clair St	St. Clair 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:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Dorman St, St. Clair 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. 277, 1998 was retitled GENERAL ORDINANCE NO. 83, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 83, 1998

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

May 18, 1998

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>
35	Tanninger Dr, Timber Creek Dr	None	All Way 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>
35	Tanninger Dr, Timber Creek Dr	Tanninger Dr	Stop

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

PROPOSAL NO. 278, 1998. The proposal, sponsored by Councillor O'Dell, authorizes a weight limit restriction on Brookville Road between Emerson Avenue and English Avenue (District 13). 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 O'Dell, for adoption. Proposal No. 278, 1998 was adopted on the following roll call vote; viz:

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

Proposal No. 278, 1998 was retitled GENERAL ORDINANCE NO. 84, 1998, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 84, 1998

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 GROSS**

Brookville Road, from  
Emerson Avenue to English Avenue

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

NEW BUSINESS

Councillor Talley stated that there have been several allegations made by neighborhood groups concerning the Ameriplex complex near the airport. He asked if the appropriate Committee could be asked to conduct a hearing on this matter. The President asked Councillor Talley to put his concerns in the form of a proposal to introduce at the next meeting. Councillor Talley agreed to do so.

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) Councillors Boyd, McClamroch, and SerVaas in memory of Mary Black ; and
- (2) Councillor Boyd in memory of James L. Kittle, Sr. ; and
- (3) Councillor Moriarty Adams in memory of Daniel Olohan, Jim Potter, Sylvia Green, William (Bill) O'Rourke, and Tom A. Kirk, Jr.

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 Mary Black, James L. Kittle, Sr., Daniel Olohan, Jim Potter, Sylvia Green, William (Bill) O'Rourke, and Tom A. Kirk, Jr. 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 9:10 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-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 18th day of May, 1998.

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)