

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

**REGULAR MEETINGS
MONDAY, AUGUST 30, 1999**

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 7:16 p.m. on Monday, August 30, 1999, with Councillor SerVaas presiding.

Councillor Cockrum 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:

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

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

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified 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

Journal of the City-County Council

Chambers, on Monday, August 30, 1999, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

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

August 3, 1999

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* or the *Indianapolis News* on Friday, August 6, 1999, a copy of a Notice of Public Hearing on Proposal Nos. 478, 479, and 481, 1999, said hearing to be held on Monday, August 30, 1999, at 7:00 p.m. in the City-County Building and a copy of a Legal Notice of General Ordinance No. 81, 1999.

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

August 12, 1999

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 Monday, August 16, 1999, a copy of a Legal Notice of General Ordinance Nos. 97 and 98, 1999.

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

August 6, 1999

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. 81, 1999 - approves an increase of \$5,000 in the 1999 Budget of the County Sheriff (State and Federal Grants Fund) to pay the overtime for one deputy assigned to the Operation Failed Chance Task Force, funded by a U.S. Marshals Task Force Grant

FISCAL ORDINANCE NO. 82, 1999 - approves an increase of \$500,000 in the 1999 Budgets of the County Sheriff and County Auditor (State and Federal Grants Fund) to fund 15 road deputies to continue road patrol duties (third year of the Law Enforcement Assistant Grant), funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 83, 1999 - approves an increase of \$177,172 in the 1999 Budgets of the County Auditor and Prosecuting Attorney (State and Federal Grants Fund) to continue the comprehensive traffic safety program, funded by a grant from the Governor's Council on Impaired and Dangerous Driving

FISCAL ORDINANCE NO. 84, 1999 - approves an increase of \$185,011 in the 1999 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide funding for sexual assault examinations by the Centers of Hope (St. Francis, Wishard, Community East, St. Vincent, and Methodist Hospitals) and to provide 5% of the Grants Manager's salary, funded by a Indiana Criminal Justice Institute grant

FISCAL ORDINANCE NO. 85, 1999 - approves an increase of \$66,366 in the 1999 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide funds for operating costs for "A Child's Haven" (a waiting room for children of victims of domestic violence), and to pay 5% of the Grants Manager's salary, funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 86, 1999 - approves an increase of \$600,551 in the 1999 Budgets of the County Auditor, County Sheriff, Community Corrections, and Marion County Justice Agency (County Corrections Fund) to provide for the diversion of misdemeanant populations from state facilities, funded by County Corrections Funds from the State of Indiana

FISCAL ORDINANCE NO. 87, 1999 - approves an increase of \$445,100 in the 1999 Budgets of the County Auditor and 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

FISCAL ORDINANCE NO. 88, 1999 - approves an increase of \$24,000 in the 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

FISCAL ORDINANCE NO. 89, 1999 - approves an increase of \$161,140 in the 1999 Budgets of the County Auditor and the Marion County Public Defender Agency (State and Federal Grants Fund) to continue the sentencing alternative project, funded by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 90, 1999 - approves an increase of \$96,908 in the 1999 Budget of the Department of Public Safety, Police Division (Federal Grants Fund) to pay for police overtime to reduce drug dealing, violent crime, gang activity, domestic violence, and improve the perception of the Meadows area, funded by a federal grant

FISCAL ORDINANCE NO. 91, 1999 - approves an increase of \$23,899 in the 1999 Budget of the Department of Public Safety, Police Division (Federal Grants Fund) to pay for supplies, cell phones, and computer equipment for enhancing the Weed and Seed Site areas through the U.S. Marshall's Fugitive Task Force, funded by a federal grant

FISCAL ORDINANCE NO. 92, 1999 - approves an increase of \$5,500,000 in the 1999 Budget of the Department of Capital Asset Management, Asset Management Division (Transportation General Fund, \$2,250,000; State Grants Fund, \$3,250,000) to reconstruct McCarty Street including an I-70 connector and widening of the McCarty Street/Meridian Street intersection, financed by state and local grants

FISCAL ORDINANCE NO. 93, 1999 - approves a transfer of \$30,000 in the 1999 Budget of the Forensic Services Agency (County General Fund) for unexpected costs involved in renovation of laboratory area to provide additional working space

GENERAL ORDINANCE NO. 97, 1999 - amends the Code regarding registration and operation of horse-drawn carriages

GENERAL ORDINANCE NO. 98, 1999 - addresses concerns of public safety and aesthetics associated with the current, unregulated placement of newsracks on the public rights-of-way, by the provision of modular newsracks in the Mile Square, and by the regulation of the placement, appearance, and maintenance of newsracks and newsstands in the City

GENERAL ORDINANCE NO. 99, 1999 - repeals and recodifies certain provisions dealing with burials and cemeteries

GENERAL ORDINANCE NO. 101, 1999 - authorizes a traffic signal for Kroger located at 7100 East 10th Street (District 12)

GENERAL ORDINANCE NO. 102, 1999 - authorizes intersection controls for Maple Lane and Meadowlark Drive (District 14)

GENERAL ORDINANCE NO. 103, 1999 - authorizes a multi way stop at Stop 11 Road, Rahke Road, and Katherine Drive (District 25)

GENERAL ORDINANCE NO. 104, 1999 - authorizes a multi way stop at Fletcher Avenue and Randolph Street (District 21)

GENERAL ORDINANCE NO. 105, 1999 - authorizes a multi way stop at Conarroe Road and Gunnery Road (District 1)

GENERAL ORDINANCE NO. 106, 1999 - authorizes parking restrictions for Roanoke Street between Michigan Street and North Street (District 16)

GENERAL ORDINANCE NO. 107, 1999 - authorizes parking restrictions on Hill Valley Drive from Meadowood Drive to Rahke Road (District 25)

GENERAL ORDINANCE NO. 108, 1999 - authorizes parking restrictions on New Jersey Street between Fort Wayne Avenue and Tenth Street (District 22)

GENERAL ORDINANCE NO. 109, 1999 - authorizes a deletion of the weight restriction on Lockerbie Street, from East Street to Park Avenue (District 22)

GENERAL ORDINANCE NO. 110, 1999 - authorizes an increase in the speed limit on Decatur Boulevard between Heathrow Way and Thompson Road (District 19)

GENERAL ORDINANCE NO. 111, 1999 - authorizes a change in the parking meter zones and manner of parking for Westfield Boulevard from College Avenue to Guilford Avenue (Districts 2, 7)

SPECIAL RESOLUTION NO. 52, 1999 - congratulates Decatur Township's West Newton Elementary School for earning the "National Blue Ribbon Award"

SPECIAL RESOLUTION NO. 53, 1999 - recognizes the World Police and Fire Games

SPECIAL RESOLUTION NO. 54, 1999 - urges support for full funding of the Community Development Block Grant program in the Year 2000

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 August 2, 1999. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 526, 1999. The proposal, sponsored by Councillors Smith and Moores, congratulates the Franklin Central High School Band for winning their unprecedented and record-setting sixth Indiana State Fair Band Championship. Councillor Smith read the proposal and moved for its adoption. Councillor Moores seconded the motion, and Proposal No. 526, 1999 was adopted by a unanimous voice vote.

Proposal No. 526, 1999 was retitled SPECIAL RESOLUTION NO. 55, 1999, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 55, 1999

A SPECIAL RESOLUTION congratulating the Franklin Township High School Band for winning their unprecedented and record-setting sixth Indiana State Fair Band Championship.

WHEREAS, over 10,000 manhours of practice this summer all came down to a six minute performance in front of six judges and a near-capacity grandstand crowd at the Indiana State Fairgrounds on a nice weather Wednesday night on August 11th at the State Fair's 52nd Annual High School Band Day contest; and

WHEREAS, when it was over, Marion County's Franklin Central High School's 175-member Marching Flashes became the only marching band to have ever won the Indiana State Band Day contest six times; and

WHEREAS, the large 1999 State Fair trophy can now sit beside Franklin Central High School's 1993-94-95-96 and 1998 trophies; and

WHEREAS, since the first Indiana State Fair Band Day in 1947 when Harry Truman was President, the self-declared "World's most dangerous band"--the Franklin Township Marching Flashes, is only one of four schools to have won the contest five times, is the only school to have won the contest four years in a row, and is now the contest's only six time winner; 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 Franklin Central High School Marching Flashes, the only school in Indiana to have won the Indiana State Fair Band Day contest six times.

SECTION 2. The Council specifically commends each member of the band and color guard, Band Director Raymond Hauser, the school administration, and the band parents for all of their help and encouragement to make Franklin Central the number one band in the State of Indiana.

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. 527, 1999. The proposal, sponsored by Councillor Talley, recognizes entrepreneur Vechel L. Rhodes, Sr. Councillor Talley read the proposal and presented Mr. Rhodes with a copy of the document and a Council pin. Mr. Rhodes thanked the Council for the recognition. Councillor Talley moved, seconded by Councillor Boyd, for adoption. Proposal No. 527, 1999 was adopted by a unanimous voice vote.

Proposal No. 527, 1999 was retitled SPECIAL RESOLUTION NO. 56, 1999, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 56, 1999

A SPECIAL RESOLUTION recognizing entrepreneur Vechel L. Rhodes, Sr.

WHEREAS, "*If it can be done, it will be done*" is the hallmark of determined Eastside business entrepreneur Vechel L. Rhodes, Sr.; and

WHEREAS, born into a family of ten children in Kentucky, he moved to Indianapolis and went to IPS School #45 and Wood High School; and

WHEREAS, a hard worker all his life, as a young man Mr. Rhodes was a newspaper carrier, farm worker, landscaper, chauffeur, chef, and interior decorator before settling in on the attraction of diesel engines and chrome smokestacks of trucking for the past 30 years; and

WHEREAS, today, Mr. Rhodes is the proprietor of Stone & Rhodes Trucking Co. of Indianapolis, but in the true enterprising spirit, he also runs trucking companies, a banquet hall and catering service, and a farm in his native state of Kentucky, and rents and leases commercial and residential properties in this city; and

WHEREAS, Mr. Rhodes has made the time in his busy worklife to be active with helping boost minority businesses and job opportunities, Concerned Clergy, the Black Chamber of Commerce, Minority Contractors Association, the East 30th Street Task Force, Friends and Neighbors Block Club, the PAL Club, and the IPD East District Task Force; 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 Vechel L. Rhodes, Sr. For his lifetime of hard work, enterprise, job creation, and for giving his time, talent and resources back to his community, to Black businesses, and to youth.

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. 528, 1999. The proposal, sponsored by Councillor Golc, urges the full support of Indianapolis in the 2000 U.S. Census count. Councillor Golc read the proposal and presented Dr. George Juretic, Government Partnership Specialist for the United States Census 2000, with a copy of the document and a Council pin.

Councillor Smith asked if this proposal has anything to do with remuneration and if the census will be a complete count or an estimation. Dr. Juretic stated that this proposal has nothing to do with the actual taking of the census, but simply builds the awareness of the community and asks the City administration to develop advertising to spread the word of the census. He stated that the census will be taken with the traditional method and will not be statistical count.

Councillor Golc moved, seconded by Councillor Boyd, for adoption. Proposal No. 528, 1999 was adopted by a unanimous voice vote.

Proposal No. 528, 1999 was retitled SPECIAL RESOLUTION NO. 57, 1999, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 57, 1999

A SPECIAL RESOLUTION urging the full support of Indianapolis in the 2000 U.S. Census count.

WHEREAS, the next Decennial Census will be taken in the year 2000, and political representation to the United States House of Representatives, state legislatures and local governments is determined by the Decennial Census, and the City of Indianapolis recognizes the equal importance of each resident in the 2000 Census count; and

WHEREAS, the City of Indianapolis has agreed to be one of 39,000 government entities in partnership with the U.S. Bureau of the Census; and

WHEREAS, the City of Indianapolis understands that its primary role in this partnership is to formulate a COMPLETE COUNT COMMITTEE that should include, but is not limited to, the following sub-committees: Government, Education, Media, Religious, Community-based Organizations, Business, Recruiting, and Special Housing; and

WHEREAS, the role of the Government sub-committee is to bridge all gaps between the community and the Census Bureau on geographic matters, outreach activities, and information centers; and

WHEREAS, the role of the Education sub-committee is to create census awareness programs for pre-kindergarten to college age students, coalesce with educational institutions, distribute Census Bureau education programs, and to encourage parents and college students to apply for Census jobs; and

WHEREAS, the role of the Media sub-committee is to utilize all aspects (print and electronic) of its industry to inform, motivate, and educate the city's residents in the necessity and importance of their rapid response and 100% participation; and

WHEREAS, the role of the Religion sub-committee is to form a cross denominational coalition for the dissemination of Census information, including special announcements in church bulletins and sermons, hosting of Census awareness activities, and circulation of Census job opening bulletins; and

WHEREAS, the role of the Community-based Organizations sub-committee is to make the community aware of the many ways that Census data is used to obtain funding for essential services and programs; and

WHEREAS, the role of the Business sub-committee is to encourage all area businesses to advertise the Census message in sales advertisements, promotional materials and displays, and to sponsor Census 2000 community awareness activities; and

WHEREAS, the role of the Recruiting sub-committee is to receive and disseminate to all segments of the community, information regarding the availability of Census jobs in the local area; and

WHEREAS, the role of the Special Housing sub-committee is to assist in the location of shelters, soup kitchens, non-sheltered outdoor locations, group quarters, and other non-conventional housing facilities; 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 encourages the full support of and participation in the overwhelming success of Census 2000 through the formulation of a Complete Count Committee for Indianapolis.

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.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 500, 1999. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 501, 1999. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 502, 1999. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 503, 1999. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 504, 1999. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 507, 1999. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$4,500 in the 1999 Budget of the County Auditor (County Child Advocacy Fund) to support the continuation of an interdisciplinary response to child abuse and neglect situations at the Family Advocacy Center (per IC 12-17-17-2), financed by fund balances"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 508, 1999. Introduced by Councillors Shambaugh and Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes an off-leash area in Eagle Creek Park to enable the Department of Parks and Recreation to establish a canine companion zone"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 509, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$421,089 in the 1999 Budget of the County Sheriff (State and Federal Grants Fund) to pay for assistance in the County's efforts to recover additional federal dollars, which will be used to reimburse the Sheriff for prior year expenses related to housing of state criminals, funded by the U.S. Department of Justice"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 510, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$77,104 in the 1999 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to continue the operation of the Salvation Army's Victim Assistance Program and to pay 5% of the salary of a Grants Manager funded by a Crime Victim Assistance Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 511, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$52,640 in the 1999 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to continue funding for the Julian Center's Resident Therapy Program for Women and to pay 5% of the salary of a Grants Manager, funded by a STOP Violence Against Women Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 512, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$17,849 in the 1999 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to continue funding for the Family Advocacy Center's Domestic Violence Coordinating Council and to pay 5% of the salary of a Grants Manager, funded by a STOP Violence Against Women Formula Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 513, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$88,000 in the 1999 Budgets of the County Auditor and Marion County Superior Court (State and Federal Grants Fund) to retain current Clinical Social Worker and to hire an additional Clinical Social Worker and to provide funds for other operating costs for the Title IV-D Access and Visitation Program for non-custodial parents, funded by a Federal Title IV-D Grant administered by the Indiana Family Social Services Administration"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 514, 1999. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which concerns the unlawful disposition of dangerous weapons"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 515, 1999. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Girls School Road and Lockerbie Drive (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 516, 1999. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the reduction in the speed limit

on Stop 11 Road between Madison Avenue and Sherman Drive (Districts 20, 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 517, 1999. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes an increase in the speed limit on Indiana Avenue from West Street to 10th Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 518, 1999. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes an increase in the speed limit on Morris Street between Kentucky Avenue and Harding Street (Districts 17, 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 519, 1999. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Gasoline Alley from Rockville Road to Vermont Street (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 520, 1999. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Vermont Street between Lynhurst Drive and Gasoline Alley (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 521, 1999. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Park Davis Drive from Mitthoefer Road to a point 317 feet west of Mitthoefer Road (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 522, 1999. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on both sides of Sear Terrace between Madison Avenue and Stop 11 Road (Districts 20, 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 523, 1999. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the creation of a cul-de-sac on northbound Delaware Street at 16th Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 524, 1999. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which concerns special use loading zones"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 525, 1999. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which deletes the requirement that parking meters be at the front end of parking spaces"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 557, 1999. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which concerns the replacing of the marking of a street or roadway in three days after it has been repaved"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 558, 1999. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which amends Special Ordinance No. 9, 1999, which authorized the City of Indianapolis to issue City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Bonds (Lake Nora Arms Apartments Project) and approving and authorizing other actions in respect thereto (District 3)"; and the President referred it to the Economic Development Committee.

Councillor Borst made the following motion:

Mr. President:

I move to suspend the Rules of the Council to allow consideration of Proposal No. 558, 1999, at this meeting.

Councillor McClamroch seconded the motion, and the Rules were suspended by a unanimous voice vote.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 558, 1999. The proposal, sponsored by Councillor Borst, amends Special Ordinance No. 9, 1999, which authorized the City of Indianapolis to issue City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Bonds (Lake Nora Arms Apartments Project) and approving and authorizing other actions in respect thereto (District 3)"; and the President referred it to the Economic Development Committee. Councillor Borst stated that the amount of bonds needed for the Lake Nora Arms Apartment Project has increased due to interest rates. This proposal is simply an amendment of the amount of bonds to be issued on a previously approved project. The timeliness of the issuance of bonds requires that the proposal be approved as soon as possible. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal No. 558, 1999 was adopted by the following roll call vote; viz:

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

Proposal No. 558, 1999 was retitled SPECIAL ORDINANCE NO. 10, 1999, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 10, 1999

A SPECIAL ORDINANCE amending Special Ordinance No. 9, 1999, which authorized the City of Indianapolis to issue City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Bonds (Lake Nora Arms Apartments Project) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real or personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, a representative of Partners in Action, an Arizona nonprofit corporation (the "Applicant") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Applicant in order to enable the Applicant to undertake and complete the acquisition, renovation, expansion, construction and equipping of a 588-unit multifamily residential facility known as the Lake Nora Arms Apartments located on a 40.83 gross acres parcel (34.13 acres net of the centrally positioned lake) at 9000 North College Avenue, including the acquisition, construction and installation of various site improvements for such project; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer authorized the issuance of up to \$21,780,000 City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Bonds (Lake Nora Arms Apartments Project) (the "Bonds"); and

WHEREAS, due to unfavorable changes in market interest rates, the maximum amount of Bonds required to finance the Project has increased to \$22,630,000; and

WHEREAS, in all other respects, Ordinance No. 9, 1999 shall remain effective as originally passed by this Council on July 23, 1999; now, therefore:

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

SECTION 1. Ordinance No. 9, 1999 is hereby amended by increasing the maximum amount of Bonds authorized by Section 3 thereof as well as referred to in the recitals thereof to \$22,630,000.

SECTION 2. In all other respects, the provisions of Ordinance No. 9, 1999 remain unchanged and are hereby ratified and affirmed.

SECTION 3. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 505, 1999. Councillor Borst reported that the Economic Development Committee heard Proposal No. 505, 1999 on August 19, 1999. The proposal is an inducement resolution for Oasis of Hope Development Corporation, Inc. in an amount not to exceed \$4,000,000 to be used for the acquisition, construction and rehabilitation of the existing 185-unit Parkview Place Apartments located at the corner of 25th Street and Hillside Avenue (Parkview Place Apartments Project) (District 10). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst stated that Councillor Jones, in whose district the project is located, had some concerns about the neighborhood association being contacted. He added that he has spoken to Councillor Jones and her concerns have been addressed and the neighbors are in favor of the project.

Abu Henderson, president of the Martindale/Brightwood Neighborhood Association, stated that he is opposed to the development because their neighborhood has not been consulted. He added that his neighborhood feels they are not represented on the Council, as the appointee does not live in that district. Jocelyn Tandy, citizen, stated that the meeting for community input on this project was called at the last minute, and there was not ample opportunity for citizens to attend. She stated that her district is not legally represented on the Council and any vote taken on projects in her community are illegal.

Councillor Short stated that this proposal is not under Public Hearing, and therefore, public testimony is out of order. Councillor Borst stated that the public had an opportunity to provide public testimony at the Committee hearing. He added that this proposal is simply an inducement resolution, and the project will have to come back before the Council for final approval at a later date. At that time, more public testimony will be allowed in Committee. He said that the

neighborhood association next door to the project and the Community Development Corporation for that area both support the project.

Councillor Gilmer asked if the proposal should be sent back to Committee. Councillor Borst stated that he does not believe it needs to be, as this is simply an inducement resolution, and the project will again come before the Committee at a later date.

Councillor Moriarty Adams asked if any Federal Housing Administration tax credits are being awarded for this project. Mike Lucas, bond counsel for the Economic Development Commission, stated that there are none.

Councillor Borst moved, seconded by Councillor Talley, for adoption. Proposal No. 505, 1999 was adopted on the following roll call vote; viz:

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

Proposal No. 505, 1999 was retitled SPECIAL RESOLUTION NO. 58, 1999, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 58, 1999

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

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

WHEREAS, Oasis of Hope Development Corporation, Inc. (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities referred to as the acquisition, construction and rehabilitation of a 185-unit apartment complex to be located at 2350 Hillside Avenue, Indianapolis, Indiana (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the acquisition, construction and rehabilitation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

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

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

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

the creation of business opportunities, and the retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$4,000,000 under the Act to be privately placed or publicly offered with credit enhancement for the development and construction of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the development, construction and rehabilitation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction and rehabilitation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires February 29, 2000, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously-issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction and rehabilitation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. The City-County Council recognizes that the Applicant intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

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

PROPOSAL NO. 506, 1999. Councillor Borst reported that the Economic Development Committee heard Proposal No. 506, 1999 on August 19, 1999. The proposal is a special ordinance for Camby Housing Partners, LLC authorizing the issuance of \$5,400,000 in the City of Indianapolis, Indiana Economic Development Refunding Revenue Bonds, Series 1999 to refund the previously-issued \$5,400,000 City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Bonds, Series 1998 (Camby Crossing Apartments, L.P. Project) located at Camby Road and State Road 67 (Kentucky Avenue) (Camby Crossing Project) (District 19). By a 6-0 vote, the Committee reported the proposal to the Council with the

recommendation that it do pass. Councillor Borst moved, seconded by Councillor Cockrum, for adoption. Proposal No. 506, 1999 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams

0 NAYS:

3 NOT VOTING: Coonrod, Moriarty Adams, Talley

2 ABSENT: Dowden, Gray

Proposal No. 506, 1999 was retitled SPECIAL ORDINANCE NO. 11, 1999, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 11, 1999

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Refunding Bonds, Series 1999 (GNMA Collateralized -- Camby Crossing Apartments Project) in a principal amount not to exceed \$5,400,000 and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12, as amended, and Title 5, Article 1, Chapter 5, as amended (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership, limited liability company or individual for the purpose of financing or refinancing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, in order to provide money with which to fund the acquisition, construction and equipping of a 120-unit apartment complex consisting of ten two-story buildings and a clubhouse located on a 12.5 parcel of land at Camby Road and State Road 67 (Kentucky Avenue) (the "Project"), and pay certain costs of issuance, the City of Indianapolis, Indiana (the "Issuer") has previously issued, sold and delivered its \$5,400,000 City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Bonds, Series 1998 (Camby Crossing Apartments, L.P. Project) (the "Prior Series 1998 Bonds"), pursuant to a Trust Indenture (the "Prior Indenture") dated as of September 1, 1998 by and between the Issuer and PNC Bank, N.A., as Trustee (the "Prior Trustee"), and has previously made a loan (the "Prior Loan") of the proceeds thereof to Camby Crossing Apartments, L.P. (the "Company") pursuant to a Loan Agreement (the "Prior Loan Agreement") dated as of September 1, 1998 between the Issuer and the Company; and

WHEREAS, the Prior Bonds are subject to redemption prior to maturity in whole or in part on certain dates, in the event and to the extent that the outstanding principal balance of the Prior Loan is prepaid on an optional basis by the Company; and

WHEREAS, a representative of the Company has notified the Issuer of its intention to prepay the Prior Loan and cause the redemption of the Prior Bonds; and

WHEREAS, a representative of the Company has requested that the Issuer provide a new loan to the Company (the "Loan"), for the purpose of refinancing the Project and providing for the refunding of the Prior Bonds; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance and refinance the acquisition, construction and installation and equipping of the Project by issuing its City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Refunding Bonds, Series 1999 (GNMA Collateralized -- Camby Crossing Apartments Project) (the "Series 1999 Bonds") in a principal amount not to exceed \$5,400,000; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of August 1, 1999 by and between the Issuer and Chase Manhattan Trust Company, National Association, as trustee (the "Trustee") and loan the proceeds to the Company pursuant to a Financing Agreement (the "Financing Agreement") dated as of August 1, 1999 among the Issuer, the Company and P/R Mortgage & Investment Corp. (the "Lender") for the purpose of refinancing the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Financing Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the refinancing and financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Trust Indenture, Financing Agreement and Regulatory Agreement and Declaration of Restrictive Covenants dated as of August 1, 1999 among the Issuer, the Company and the Trustee (the "Regulatory Agreement"), the proposed form of Preliminary Official Statement (the "Preliminary Official Statement") relating to the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing and refinancing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing, refinancing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Series 1999 Bonds in the principal amount not to exceed \$5,400,000 for the purpose of procuring funds to loan to the Company in order to finance, refinance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Financing Agreement to evidence and secure said loan and as otherwise provided in the above-described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the Underwriter that the information in the Preliminary Official statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 5. The City Clerk and the City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest not to exceed 10% per annum. The use of a Final Official Statement, in substantially the same form as the Preliminary Official Statement approved herein, is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and the City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and the City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or the City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of the special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. The Issuer hereby preliminarily finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Company. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Issuer hereby authorizes and directs the Mayor to make the foregoing determination again for and on behalf of the Issuer at the request of the Company following receipt of supporting materials submitted by the Company to the Indiana Housing Finance Authority (the "IHFA") and either written representations of the Company or of the IHFA to the effect that (i) the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project, and (ii) the Project satisfied the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan. Such determinations shall occur on or about the date of the sale of the Bonds to the purchasers thereof and on or about the date that each building of the Project is placed in service. In reliance upon the representations of the Company, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 9. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 529, 1999, PROPOSAL NO. 530, 1999, PROPOSAL NO. 531, 1999, PROPOSAL NOS. 532-536, 1999, PROPOSAL NOS. 537-544, 1999, and PROPOSAL NOS. 545-556, 1999. Introduced by Councillor Hinkle. Proposal No. 529, 1999, Proposal No. 530, 1999, Proposal No. 531, 1999, Proposal Nos. 532-536, 1999, Proposal Nos. 537-544, 1999, and Proposal Nos. 545-556, 1999 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on August 23, 1999. 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. 120-147, 1999, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 120, 1999.
97-Z-156
3802 KENTUCKY AVENUE (approximate address), INDIANAPOLIS.
DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19
ELEVENTH STREET ASSOCIATES, LLC, requests a rezoning of 41.597 acres, being in the D-A (FF) (FW) District, to the C-S (FF) (FW) classification to provide for a business park for industrial and office uses.

REZONING ORDINANCE NO. 121, 1999.

99-CP-13Z

15 WEST SOUTH STREET, 402 – 552 SOUTH MERIDIAN STREET, 501 – 545 SOUTH ILLINOIS STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

KITE MERIDIAN, LLC, by Joseph M. Scimia, requests a rezoning of 6.1 acres, being in the I-3-U (RC), C-S (RC), and CBD-2(RC) Districts, to the CBD-2 (RC) classification to provide for office uses with accessory parking.

REZONING ORDINANCE NO. 122, 1999.

99-CP-17Z (99-DP-9)

8101 LAFAYETTE ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

JANE ELDER KUNZ requests a rezoning of 46.61 acres, being in the D-A District, to the D-P classification to provide for a single-family residential development, consisting of 6 lots and a 25.44 acre common area.

REZONING ORDINANCE NO. 123, 1999.

98-Z-260 (Amended)

8102 SOUTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

E and F REALTY COMPANY, LLP, by David A. Retherford, requests a rezoning of 16.88 acres, being in the C-3 District, to the D-6 classification to provide for a multi-family residential condominium development.

REZONING ORDINANCE NO. 124, 1999.

99-Z-98

5925 SUNNYSIDE ROAD (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

BRILL, PEERCY AND VORHIES et.al., by Thomas Michael Quinn, requests a rezoning of 4.0 (±) acres, being in the D-A District, to the C-3 classification to provide for neighborhood commercial development.

REZONING ORDINANCE NO. 125, 1999.

99-Z-99 (99-DP-15)

1389 WEST EPLER AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

CROSSMANN COMMUNITIES PARTNERSHIP, by Stephen D. Mears, requests a rezoning of 15.2 acres, being in the D-7, I-2-S (FF) District, to the D-P classification to provide for a single-family residential community.

REZONING ORDINANCE NO. 126, 1999.

99-CP-23Z

3402 KEYSTONE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 11

MARATHON ASHLAND PETROLEUM, LLC., by Philip A. Nicely, requests a rezoning of 0.65 acre, being in the D-5 District, to the C-3 classification to provide for the construction of a gasoline service station and convenience store.

REZONING ORDINANCE NO. 127, 1999.

99-CP-25Z

8008 LAFAYETTE ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

TIM AND DIANNE SUBLETTE, by David Retherford, request a rezoning of 2.874 acres, being in the D-A District, to the D-1 classification to provide for construction of one single-family residential dwelling.

REZONING ORDINANCE NO. 128, 1999.

99-Z-83

1648 – 1664 NORTH COLUMBIA AVENUE (Approximate Addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

ST. JOHN A.M.E. CHURCH requests a rezoning of 0.65 acre, being in the D-8 District, to the SU-1 classification to provide for a parking lot associated with an adjacent church use.

REZONING ORDINANCE NO. 129, 1999.

99-Z-90

8251 WEST 10TH STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICTS # 18

SANDOR DEVELOPMENT COMPANY, by Thomas Michael Quinn, requests a rezoning of 2.0 acres, being in the I-3-S District, to the C-3 classification to provide for neighborhood commercial development.

REZONING ORDINANCE NO. 130, 1999.

99-Z-92 (Amended)

3702 NORTH SHADELAND AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10

ACME PROPERTIES, LLC, by Cameron F. Clark, requests a rezoning of 5.2 acres, being in the D-3 District, to the C-S classification to provide for a plumbing contracting business, limited Commercial-Industrial uses, and all C-4 uses, excluding all Adult uses.

REZONING ORDINANCE NO. 131, 1999.

99-Z-94

6666 EAST 34TH STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10

SHINING STAR MISSIONARY BAPTIST CHURCH, by Louis H. Borgmann, requests a rezoning of 7.8(±) acres, being in the D-3 District, to the SU-1 classification to provide for the construction of a church.

REZONING ORDINANCE NO. 132, 1999.

99-Z-97

2110 SOUTH HOBART ROAD (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21

METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 2.25 acres, being in the D-4 District, to the SU-2 classification to provide for the current use as a school and to allow for conformance with the Southeastside Plan.

REZONING ORDINANCE NO. 133, 1999.

99-Z-102

9507 ROSS LANE (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

WOLFSON YOUNG CORPORATION requests a rezoning of 1.2 acres, being in the C-5, I-2-S, and C-S Districts, to the C-5 classification to provide an architect and construction management office.

REZONING ORDINANCE NO. 134, 1999.

99-Z-103

1606 WEST 64TH STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 9

SYCAMORE SCHOOLS, INC., by Joseph D. Calderon, requests a rezoning of 0.9 acre, being in the D-A District, to the SU-2 classification to provide for an expanded parking area associated with an adjacent school.

REZONING ORDINANCE NO. 135, 1999.

99-CP-20Z (99-DP-17)

6346 MCFARLAND ROAD (approximate address), INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

DON FLEENER requests a rezoning of 15.617 acres, being in the SU-1 District, to the D-P classification to provide for single-family residential development.

REZONING ORDINANCE NO. 136, 1999.

99-Z-88 (99-DP-21)

3201 SOUTH LYNHURST AVENUE (approximate address), INDIANAPOLIS.

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19

MI SCHOTTENSTEIN HOMES, INC., by Thomas Michael Quinn, requests a rezoning of 43.270 acres, being in the D-6II District, to the D-P classification to provide for single-family residential development.

REZONING ORDINANCE NO. 137, 1999.

99-Z 113 (99-DP-20)

4501 SOUTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

TIMBERLAKES DEVELOPMENT COMPANY, LLC, by Thomas Michael Quinn, requests a rezoning of 25.8 acres, being in the D-A District, to the D-P classification to provide for two-family residential development.

REZONING ORDINANCE NO. 138, 1999.

99-Z-18

5275 SOUTH MERIDIAN STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25

KCS PROPERTIES, LLC, by Michael J. Kias, requests a rezoning of 8.0 acres, being in the D-P District, to the C-S classification to provide for commercial landscaping sales and services on the southern most two acres of the site and C-3 commercial uses on the remainder of the site.

REZONING ORDINANCE NO. 139, 1999.

99-Z-49

620 EAST FLETCHER AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

JIM AILES requests a rezoning of .09 acre, being in the I-3-U District, to the D-8 classification.

REZONING ORDINANCE NO. 140, 1999.

99-Z-57

1101 NORTH NEW JERSEY STREET & 1108 NORTH CENTRAL AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

RILEY AREA DEVELOPMENT CORPORATION requests a rezoning of 2 acres, being in the D-8 and C-4 Districts, to the CBD-2 classification.

REZONING ORDINANCE NO. 141, 1999.

99-Z-105 (Amended)

6148 SOUTH BELMONT STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

SANDERS DEVELOPMENT, LLC requests a rezoning of 3.5 acres, being in the D-A (W-1) District, to the I-2-S (W-1) classification to provide for expansion of an electrical contracting business.

REZONING ORDINANCE NO. 142, 1999.

99-Z-106

2402 EAST 65TH STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 7

AMERICAN STORES PROPERTIES, INC. requests a rezoning of 0.70 acre, being in the C-1 District, to the C-S classification to provide for a parking lot associated with an integrated retail center.

REZONING ORDINANCE NO. 143, 1999.

99-Z-108

2190 LAFAYETTE ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16

FIRST TIMOTHY EVANGELICAL LUTHERAN CHURCH requests a REZONING of 2.3 (+) acres, being in the C-4 District, to the SU-1 classification to provide for construction of a church.

REZONING ORDINANCE NO. 144, 1999.

99-Z-109

10715 EAST 56TH STREET (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

BGP DEVELOPMENT, LTD., by Douglas W. Pool, requests a rezoning of 6.686 acres, being in the D-A District, to the I-1-S classification to provide for a platted industrial park.

REZONING ORDINANCE NO. 145, 1999.
99-Z-110

10433 EAST 56TH STREET (approximate address), CITY OF LAWRENCE,
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5
BGP DEVELOPMENT, LTD., by Douglas W. Pool, requests a REZONING of 20.798 acres,
being in the I-1-S, D-A Districts, to the I-3-S classification to provide for a platted industrial park.

REZONING ORDINANCE NO. 146, 1999.
99-CP-18Z

4720 SOUTH SHELBY STREET (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT #20
MICHAEL AND TONI HURM, by Joseph D. Calderon, request a rezoning of 3.0(±) acres, being
in the D-3 District, to the D-A classification to provide for the placement of an off-premise
advertising sign.

REZONING ORDINANCE NO. 147, 1999.
99-CP-28Z

7250 EAST THOMPSON ROAD (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23
BAY DEVELOPMENT, by David Retherford, requests a rezoning of 58.5 acres, being in the D-A
District, to the D-2 classification to provide for single-family residential development.

SPECIAL ORDERS - PUBLIC HEARING ON PROPOSED BUDGETS

The President called for public testimony on any of the following budget ordinances and resolutions, stating that no action is scheduled to be taken by the Council this evening:

PROPOSAL NO. 483, 1999. The proposal is the annual budget for the Police Special Service District for 2000. PROPOSAL NO. 484, 1999. The proposal is the annual budget for the Fire Special Service District for 2000. PROPOSAL NO. 485, 1999. The proposal is the annual budget for the Solid Waste Collection Special Service District for 2000. PROPOSAL NO. 486, 1999. The proposal is the annual budget for the Revenue Bonds Debt Service Funds for 2000. PROPOSAL NO. 487, 1999. The proposal is the annual budget for the Marion County Office of Family and Children for 2000. PROPOSAL NO. 488, 1999. The proposal is the annual budget for the Metropolitan Emergency Communications Agency for 2000. PROPOSAL NO. 489, 1999. The proposal is the annual budget for Indianapolis and Marion County for 2000. PROPOSAL NO. 500, 1999. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District. PROPOSAL NO. 501, 1999. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County. PROPOSAL NO. 502, 1999. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County. PROPOSAL NO. 503, 1999. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board. PROPOSAL NO. 504, 1999. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation.

Margaret Shatner, Marion County taxpayer, stated that she has concerns about public transportation and parks issues, such as alcohol being served in parks.

Beverly Hopkins, citizen, stated that she has a strong objection to taxpayer money going to Capital Improvement Board for-profit organizations that segregate on the basis of gender.

John McClain, citizen, stated that he has an objection to using taxpayer money to fund the buses. He stated that revenue from companies and advertising should be used to fund public transportation. He added that the City should charge out-of-town customers for the use of City parks.

Carl Kakasuleff, citizen, and Andrea Price, president of the Board of Public Access of Indianapolis, asked the Council to support the \$75,000 grant from cable franchise fees to be used to help create a Media Access Center run by Public Access of Indianapolis, a 501(c)(3) non-profit organization.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 447, 1999. Councillor Hinkle reported that the Metropolitan Development Committee postponed Proposal No. 447, 1999 on July 26, 1999 and heard the proposal on August 23, 1999. The proposal approves an increase of \$48,000 in the 1999 Budget of the County Recorder (Recorder's Perpetuation Fund) to fund the necessary purchases for Y2K compliance (contractual services, travel expense, hardware and software) financed by fund balances. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:14 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Coughenour, for adoption. Proposal No. 447, 1999 was adopted on the following roll call vote; viz:

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

Proposal No. 447, 1999 was retitled FISCAL ORDINANCE NO. 94, 1999, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 94, 1999

A FISCAL ORDINANCE amending the City-County Annual Budget for 1999 (City-County Fiscal Ordinance No. 124, 1998) appropriating an additional Forty-eight Thousand Dollars (\$48,000) in the Recorder's Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the Recorder's Perpetuation Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(h) of the City-County Annual Budget for 1999 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Recorder to complete necessary purchases for Y2K compliance.

SECTION 2. The sum of Forty-eight Thousand Dollars (\$48,000) 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>COUNTY RECORDER</u>	<u>RECORDER'S PERPETUATION FUND</u>
3. Other Services and Charges	31,000
4. Capital Outlay	17,000
TOTAL INCREASE	48,000

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

	<u>RECORDER'S PERPETUATION FUND</u>
Unappropriated and Unencumbered	
Recorder's Perpetuation Fund	<u>48,000</u>
TOTAL REDUCTION	48,000

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

PROPOSAL NO. 448, 1999. The proposal, sponsored by Councillor Coughenour, approves an increase of \$750,000 in the 1999 Budget of the Department of Capital Asset Management (Advanced Wastewater Treatment Facilities Reserve Fund) to fund improvements at the City's Advanced Wastewater Treatment Facility, financed by fund balances. Councillor Coughenour moved, seconded by Councillor Gilmer, to postpone Proposal No. 448, 1999 until September 13, 1999. Proposal No. 448, 1999 was postponed by a unanimous voice vote.

Councillor Franklin stated that Proposal Nos. 478 and 479, 1999 have not yet been heard in Committee. He added that because the Welfare budget is now the responsibility of the Rules and Public Policy Committee, it may be beneficial for a member of that Committee to sponsor these proposals. He stated that Councillor McClamroch offered to sponsor these proposals.

The President asked Councillor Curry, chairman of the Rules and Public Policy Committee, if he has a preference about sponsorship or hearing these proposals in his committee. Councillor Curry stated that it would be perfectly acceptable for Councillor McClamroch to act as sponsor, or he would also be willing to do so if needed.

Councillor Franklin stated that it is not necessary that the proposals be heard in the Rules and Public Policy Committee, but he felt it more appropriate to defer his sponsorship. He stated that the Community Affairs Committee will hear Proposal Nos. 478 and 479, 1999 on September 8, 1999. Councillor McClamroch agreed to sponsor the proposals.

PROPOSAL NO. 478, 1999. The proposal, sponsored by Councillor McClamroch, approves an increase of \$1,449,592 in the 1999 Budget of the Office of Family and Children (Family and Children Fund) to pay the expenses that will be incurred in 1999, financed by fund balances. PROPOSAL NO. 479, 1999. The proposal, sponsored by Councillor McClamroch, approves an increase of \$2 million in the 1999 Budget of the Marion County Office of Family and Children (Family and Children Fund) to fund the expenses that will be incurred in 1999, financed by a transfer from the Welfare General Fund. Councillor Franklin moved, seconded by Councillor McClamroch, to postpone Proposal Nos. 478 and 479, 1999 until September 13, 1999. Proposal Nos. 478 and 479, 1999 were postponed by a unanimous voice vote.

PROPOSAL NO. 481, 1999. The proposal, sponsored by Councillor Dowden, approves an increase of \$19,375 in the 1999 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to assist the Julian Center in funding their Respite Care Program for Children, funded by grant from the Indiana Criminal Justice Institute. In Councillor Dowden's absence, Councillor McClamroch moved, seconded by Councillor Schneider, to postpone Proposal No. 481, 1999 until September 13, 1999. Proposal No. 481, 1999 was postponed by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 353, 1999. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 353, 1999 on June 16, 1999. The proposal was returned to Committee in Council on June 21, 1999. Proposal No. 353, 1999 was again heard in Committee on August 18, 1999. The proposal concerns the powers, duties, and organization of the Department of Parks and Recreation. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Golc thanked James Parham, Acting Parks Director, for his staff's efforts in focusing on family issues and making Indianapolis Parks a first-class parks department. He stated that he still has concerns about potential liability problems with decisions made by an acting administrator appointed by a mayor, rather than by a director who has been confirmed by the Council as ordinance dictates.

Councillor McClamroch stated that the mayor contracted the services of the current director because he wanted a professional in the position, and Mr. Parham does not reside within the County boundaries. Therefore, Mr. Parham cannot legally be confirmed as director, or even as a City employee. The mayor entered into a six-month contract with a professional to work with the current staff and other staff Mr. Parham brought to the department as a part of the contractual services to better organize the Department of Parks and Recreation (DPR). The City administration wrestled with how to deal with this issue from a legal standpoint, and improved the contract relationship to address liability issues. The Council did approve the contract and was therefore involved in the appointment process. Councillor McClamroch stated that Mr. Parham has done an outstanding job, and when his term ends in 2000, the new mayor will make the decision as to how to proceed with this position.

Councillor Golc asked if the next mayor could also enter into a contract as opposed to hiring a full-time employee as director for that department. The President stated that either option is open to the new administration.

Councillor Williams asked why this proposal for reorganization of DPR is being considered, when the administration will be changing shortly. She stated that it seems more appropriate to leave this reorganization until a new administration is in place. Councillor McClamroch stated that this ordinance reflects the reality of the department's organization as it stands now. He stated that passing this ordinance will help the new administration have a better handle on the current system.

Councillor Short stated that he agrees with Councillor Williams and feels a change in the department organization should be delayed until the new administration takes office.

Councillor Shambaugh moved, seconded by Councillor Massie, for adoption. Proposal No. 353, 1999, as amended, was adopted on the following roll call vote; viz:

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

Proposal No. 353, 1999 was retitled GENERAL ORDINANCE NO. 112, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 112, 1999

A GENERAL ORDINANCE amending Chapter 241 of the Revised Code concerning the powers, duties, and organization of the Department of Parks and Recreation.

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

SECTION 1. Chapter 241 of the "Revised Code of the Consolidated City and County" be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

ARTICLE I. DEPARTMENT ESTABLISHED

Sec. 241-101. Department established.

Pursuant to IC 36-10-3-3 there is hereby established a department of parks and recreation for the park district pursuant to IC 36-3-5-4 subject to IC 36-3-4-23. The department's official name will be Indianapolis Department of Parks and Recreation (a/k/a Indy Parks ~~and Recreation~~).

Sec. 241-102. Duties, powers.

It shall be the responsibility of the department of parks and recreation to operate and maintain parks and sports and recreational facilities owned by the consolidated city or the county or the park district. The department shall exercise powers granted by this chapter, any additional powers granted the department of parks and recreation of a consolidated city by the city-county council, and any other powers and duties granted by statute or ordinance or delegated by the mayor.

ARTICLE II. ORGANIZATION

Sec. 241-201. Director.

The director of the department of parks and recreation shall be appointed by the mayor subject to the approval of the city-county council as required by IC 36-3-5-2. The director shall be appointed for a term ending December thirty-first of the year appointed and until his successor is appointed and qualifies, but serves at the pleasure of the mayor.

Sec. 241-202. Duties of the director.

The director shall:

- (1) Manage the divisions within the department, provide policy direction and develop strategic management and capital improvement plans;
- (2) Oversee the daily operations of the department;
- (3) Prepare and submit the department's budget to the fiscal officer as required by IC 36-3-6-4(b)(1);
- (4) Appoint division administrators, assistant division administrators, and an executive officer subject to the approval of the mayor as provided in IC 36-3-5-5;
- (5) Approve the hiring and dismissal of the personnel of the department subject to limitations prescribed by law and rules adopted by the mayor as provided in IC 36-3-5-5;
- (6) Provide administrative support to the department;
- (7) Delegate to the personnel employed in the department authority to act in his behalf, as provided in IC 36-3-5-5(c);
- (8) Execute contracts on behalf of the department subject to the powers of the mayor and the board of parks and recreation;

- (9) Exercise any other powers which may be granted by statute or ordinance or delegated by the city-county council or the mayor.

Sec. 241-203. Divisions.

The department of parks and recreation shall be composed of the following divisions:

- (1) ~~Neighborhood parks~~ Administration division.
- (2) ~~Magnet parks~~ Support services division.
- (3) ~~Regional parks~~ Recreation and leisure services division.
- (4) ~~Quality recreation programs~~ division.
- (5) ~~Resource development~~ division.
- (6) Golf division.
- (7) ~~Support services~~ Greenways division.

Sec. 241-204. Board of parks and recreation.

(a) *Established.* There is hereby established a board of parks and recreation pursuant to IC 36-3-5-6 and IC 36-3-4-23.

(b) *Members.* The board shall be composed of five (5) members; the department director, who serves as presiding officer of the board; two (2) members appointed by the mayor, and two (2) members appointed by the city-county council. Each appointed member shall serve a one-year term and until his successor is appointed and qualified, but serves at the pleasure of the appointing authority. In the event of a vacancy prior to the expiration of a term, the appointing authority shall appoint a member for the remainder of the unexpired term.

(c) *Meetings.* The board shall hold regular meetings at least once a month, at times and places prescribed by its rules or established by resolution. No notice to members is required for holding or taking any action at a regular meeting. A special meeting of the board may be called by the presiding officer or by two-fifths of the members, at any place in the county designated in the call. Each member shall be notified of the time and place of such a meeting by written notice which must be delivered, mailed or sent by ~~telegram~~ other expedient means so that each member has at least seventy-two (72) hours' notice of the meeting. The notice requirements may be waived as to a member if he attends the meeting or executes a written waiver of notice. The waiver may be executed either before or after the meeting, but if executed after, it must state in general terms the purpose of the meeting.

(d) *Board action.* A majority of all the members of the board constitutes a quorum. A majority vote of all the board members is required to pass a resolution.

(e) *Powers.* The board of parks and recreation shall have the following powers:

- (1) To review all budgets prepared by the department and recommend to the city-county council any revisions the board feels desirable;
- (2) To hold any hearings to be held following public notice and make findings and determinations required by applicable law;
- (3) To approve the award and amendment of contracts let by the department for the purchase or lease of capital equipment or other property where the contract is required to be bid under IC ~~36-1-9~~ 5-22;
- (4) To approve the award and amendment of public construction contracts let by the department which are required to be bid under IC 36-1-12;
- (5) To approve the acquisition of and leases for real estate by the department;
- (6) To approve the employment of persons engaged by the department by contract to render professional or consulting services;

- (7) To establish a cumulative building and sinking fund pursuant to IC 36-10-4-36;
- (8) To approve the disposal of property by the department as specified in IC 36-1-11, excluding leases of real property, pursuant to IC36-1-11, for the siting of cellular, digital personal communications systems, or other wireless communications systems towers and related equipment;
- (9) In addition, the board shall have the powers granted to the board of parks and recreation of a consolidated city by IC 36-10-4, by ordinance or by the mayor.

Sec. 241-211. Committee established.

There is hereby established the Indianapolis Greenways Development Committee.

Sec. 241-212. Objective.

The Indianapolis Greenways Development Committee shall counsel and advise the Board of Indianapolis Department of Parks and Recreation, to encourage use, preservation and improvement of the Indianapolis greenways, with regard to present and future operations, development, recreation, and its natural environment.

Sec. 241-213. Duties.

The Indianapolis Greenways Development Committee shall perform the following duties:

- (1) To request grants and in-kind support from the White River Greenways Foundation, Inc., and other support organizations for selected greenways-related projects;
- (2) To review Greenways projects, guidelines, and grants, and provide comment to the Indianapolis Department of Parks and Recreation, the Indianapolis Department of Parks and Recreation Board, and other appropriate agencies and organizations;
- (3) To assist in identifying appropriate groups for adoption of segments of the Indianapolis greenways, matching appropriate adoptive groups to the interest and needs of neighborhoods and communities for stewardship of adoptive areas;
- (4) To assist in determining and developing appropriate recreation and event usage guidelines for the Indianapolis greenways system; and
- (5) To advocate and promote the Indianapolis greenways system based upon the Indianapolis Greenways Master Plan.

Sec. 241-214. Members.

(a) The committee shall consist of fifteen (15) voting members and one (1) nonvoting member appointed as follows:

- (1) Five (5) members of the committee shall be appointed by the mayor, one (1) of whom shall be designated as vice chair-person.
- (2) Five (5) members of the committee shall be appointed by the city-county council, one (1) of whom shall be designated as secretary.
- (3) Four (4) members of the committee shall be appointed by the Board of Indianapolis Department of Parks and Recreation, one (1) of whom shall be designated as chair-person.
- (4) One (1) member of the committee shall be appointed by the director of the Indianapolis Department of Parks and Recreation to represent a not-for-profit local greenways 501(c)(3) organization.
- (5) The director of the Indianapolis Department of Parks and Recreation or his or her designee shall be a nonvoting member.

(b) A committee member who is eligible to vote but who attends fewer than fifty (50) percent of the regular meetings during the member's appointment shall not be eligible for reappointment to the committee for twelve (12) months after the expiration of his or her term.

(c) Only persons who are at least eighteen (18) years of age and residents of Marion County shall be eligible for membership on the committee.

(d) Members shall represent the interests of the community, businesses and property owners.

(e) At least one (1) member appointed by each appointing authority shall represent one (1) of the following greenway corridors:

B & O Rail Corridor
Buck Creek
Crooked Creek
Eagle Creek
Fall Creek
Grassy Creek
Indianapolis Water Company Canal
Indian Creek
Monon Rail Corridor
Mud Creek
Pleasant Run
White Lick Creek
White River

Sec. 241-215. Terms of appointment.

(a) In the making of initial appointments, three (3) of the mayor's appointees', two (2) of the city-county council's appointees' terms, and two (2) of the parks and recreation board's appointees shall be appointed for terms ending December 31, 1997. All other initial appointments shall be appointed for terms ending December 31, 1999.

(b) After the initial appointments, members shall be appointed for terms of four (4) years and shall serve at the pleasure of the appointing authority.

(c) A committee member may resign from the committee at any time.

(d) The committee shall request the authority who appointed any member who does not attend fifty (50) percent of the committee meetings in any calendar year to have that member replaced.

Sec. 241-216. Vacancies.

(a) Vacancies occurring on the committee shall be filled in a timely manner by the authority who appointed the member whose vacancy must be filled.

(b) A committee member appointed to fill a vacancy shall be appointed for the remainder of the unexpired term.

Sec. 241-217. Officers.

(a) The officers of the committee shall be a chairperson, a vice-chairperson and a secretary.

(b) A vacancy in any office shall be filled by the appointing authority under section 241-~~342~~14.

Sec. 241-218. Officer duties.

(a) *The chairperson:*

(1) The chairperson shall preside over all committee meetings.

(2) The chairperson shall be recognized as the chief representative of the committee, but when speaking on the committee's behalf, shall express only the positions specifically determined by the committee.

(b) *The vice-chairperson:* The vice-chairperson shall assume the responsibilities of the chairperson and/or the secretary in either's absence.

(c) *The secretary:*

- (1) The secretary, with the assistance of an employee of the Indianapolis Department of Parks and Recreation appointed by the director, will keep a true and complete record of the minutes of each committee meeting.
- (2) The secretary shall sign the minutes and make them available for inclusion in the next general mailing to all committee members.
- (3) The secretary shall be responsible for keeping all committee members apprised of the actions and official positions taken by the committee.
- (4) The secretary shall keep a current roll of all members, which shall consist of members' names, current addresses and telephone numbers and appointing authority.
- (5) The secretary shall keep attendance records of members at committee meetings, and such attendance records shall be presented to the committee at the last scheduled regular meeting of each calendar year.

Sec. 241-219. Meetings.

- (a) Regular meetings of the committee shall be held regularly, at least once monthly.
- (b) Special meetings of the committee may be called by the executive committee.
- (c) A written notice of the location, date, time and agenda of each meeting shall be mailed to each committee member at least forty-eight (48) hours (excluding Saturdays, Sundays and holidays) prior to a scheduled regular meeting, and ten (10) days before a special meeting.

Sec. 241-220. Quorum and voting.

- (a) The presence of nine (9) voting members shall constitute a quorum at any meeting.
- (b) Each voting member shall be entitled to one (1) vote on each matter submitted for the committee's determination.
- (c) All voting must be in person, and no proxy shall be recognized.
- (d) A quorum must exist for any valid vote. If a quorum is present, the vote of a majority of the voting members present shall be deemed action by the committee. A tie vote shall not be deemed action taken by the committee.

Sec. 241-221. Subcommittees.

- (a) Executive subcommittee:
 - (1) The executive subcommittee shall be comprised of the three (3) officers of the board.
 - (2) The executive subcommittee shall provide for continuity between meetings of the committee and may take any appropriate action as necessary.
 - (3) To be valid as an expression of the committee, actions of the executive subcommittee must be ratified by a majority vote of the committee at its next meeting.
- (b) The committee may designate other subcommittees and delegate to such subcommittees such responsibilities and powers of the committee as the committee may specify.

ARTICLE III. DIVISIONS.

Sec. 241-301. ~~Neighborhood parks~~ Administration division.

The ~~neighborhood parks~~ administration division shall:

- (1) ~~Establish and monitor baseline quality maintenance standards for all neighborhood parks~~
Provide management and support to the department's lines of business;

- (2) ~~Implement an enhancement program to work with organized neighborhood entities to enhance their local park; and~~ Provide support in areas of human resources and staff development, training, payroll administration, personnel policy and procedures, employee relations and labor negotiations;
- (3) ~~Provide every neighborhood the opportunity and responsibility to reclaim stewardship of their public spaces. Oversee the administration of all grants;~~
- (4) Manage all aspects of the department's management information systems;
- (5) Provide all marketing needs of the department, including public and media relations, printing, photography, market research, volunteer coordination, sponsorships, partnerships, and grants.
- (6) Provide a customer service operation which includes the issuance of permits and centralized registration;
- (7) Provide support in areas of purchasing, procurement, stock inventory, and fleet management;
- (8) Be responsible for the preparation of the budget and fiscal ordinances, as well as financial planning and analysis;
- (9) Be responsible for the management of all aspects of the department's accounting and auditing systems, including the monitoring of all cash control systems; and
- (10) Administer and coordinate the preparation of all contracts within the department.

Sec. 241-302. Magnet parks Support services division.

The magnet parks support services division shall:

- (1) ~~Generate significant opportunities for neighborhoods to utilize parks close in proximity to their home that have major amenities not available in a neighborhood park; Coordinate all property transactions for the park district;~~
- (2) ~~Generate sufficient fee revenue to help offset the cost of the enhanced programs and facilities; and Provide stewardship of natural resource areas within the park district;~~
- (3) ~~Coordinate all amenities of the park from a resource management perspective to create additional positive, collaborative, and interactive synergies for program and customer satisfaction. Manage the planning, design, and construction of parks and facilities and administer the capital improvement program and the resource development model;~~
- (4) Before any city-owned park land (defined herein as real estate which is currently being used as a public park or is designated for such use in the comprehensive plan approved by the parks board, but excluding park land legally designated as surplus property) is disposed of for any purpose other than its intended use as a park, there shall be a special notice and mailing to residents in the area around the park, and a special public hearing shall be held with no less than four (4) weeks advance notice to citizens in the park's vicinity. Such notice shall be given by first class mail addressed to the owners of real estate adjacent to the park in question to a depth of two (2) ownerships or six hundred (600) feet, whichever is less, as determined from the records of the township assessor, and by publication as required under IC 5-3-1-2(b). The foregoing notice and public hearing requirements shall not apply, however, to disposals of city-owned park land as a result of the following:
 - a. Grants of rights-of-way, easements, rights of entry, use permits, licenses and the like;
 - b. Exchanges with or transfers to other governmental entities; or
 - c. Leases;
- (5) Manage and execute maintenance plans for park assets, ~~greenways systems,~~ and other properties;
- (6) Provide beautification, forestry, and land improvement services for the departments;

- (7) Provide for the building and grounds maintenance of parks and facilities within the parks district; and
- (8) Provide for the safety and security of all park and recreation facilities customers.

Sec. 241-303. ~~Regional parks~~ Recreation and leisure services division.

The ~~regional parks~~ recreation and leisure services division shall:

- (1) Establish and monitor baseline quality maintenance standards for all regional, community, and neighborhood parks;
- (2) Implement an enhancement program to work with organized neighborhood entities to enhance their local parks; and
- (3) Provide every neighborhood the opportunity and responsibility to reclaim stewardship of their public spaces;
- (4) Generate significant opportunities for neighborhoods to utilize parks close in proximity to their home that have major amenities not available in a neighborhood park;
- (5) Generate sufficient fee revenue to help offset the cost of the enhanced programs and facilities; and
- (6) Coordinate all amenities of the park from a resource management perspective to create additional positive, collaborative, and interactive synergies for program and customer satisfaction;
- ~~(7) Manage and operate Eagle Creek Park and Riverside Regional Park and any other parks which may be designated as regional in nature~~ programs, services, and facilities at regional, community, and neighborhood parks;
- ~~(8) Draw patrons from more than a county-wide demographic area and have a revenue enhancement focus; and~~
- ~~(9) Create programs and events to provide leisure opportunities in a safe and enjoyable environment for all people;~~
- (10) Plan, develop, and provide community recreation opportunities for individuals, families, and groups of Indianapolis and Marion County of varied ages and backgrounds;
- (11) Organize activities that represent a wide range of offerings in sports, arts, play, social, environmental, self-improvement, travel, and more; and
- (12) Offer quality recreation programs to those who seek to improve their lives and the greater community good, through participation in physical, social and creative endeavors, regardless of their ability, economic status, or residence.

Sec. 241-401. ~~Quality recreation program~~ division.

The ~~quality recreation program~~ division shall:

- ~~(1) Plan, develop, and provide community recreation opportunities for individuals, families, and groups of Indianapolis and Marion County of varied ages and backgrounds;~~
- ~~(2) Organize activities that represent a wide range of offerings in sports, arts, play, social, environmental, self-improvement, travel, and more; and~~
- ~~(3) Offer quality recreation programs to those who seek to improve their lives and the greater community good, through participation in physical, social and creative endeavors, regardless of their ability, economic status, or residence.~~

~~Sec. 241-501. Resource development division.~~

~~The resource development division shall:~~

- ~~(1) Coordinate all property transactions for the park district;~~
- ~~(2) Provide stewardship of natural resource areas within the park district;~~
- ~~(3) Oversee the administration of all grants;~~
- ~~(4) Manage the planning, design and construction of parks and facilities and administer the capital improvement program and the resource development model; and~~
- ~~(5) Develop and manage the Indianapolis greenways system; and~~
- ~~(6) Before any city-owned park land (defined herein as real estate which is currently being used as public park or is designated for such use in the comprehensive plan approved by the parks board, but excluding park land legally designated as surplus property) is disposed of for any purpose other than its intended use as a park, there shall be a special notice and mailing to residents in the area around the park, and a special public hearing shall be held with no less than four (4) weeks advance notice to citizens in the park's vicinity. Such notice shall be given by first class mail addressed to the owners of real estate adjacent to the park in question to a depth of two (2) ownerships or six hundred (600) feet, whichever is less, as determined from the records of the township assessor, and by publication as required under IC 5-3-1-2(b). The foregoing notice and public hearing requirements shall not apply, however, to disposals of city-owned park land as a result of the following:
 - ~~a. Grants of rights-of-way, easements, rights of entry, use permits, licenses and the like;~~
 - ~~b. Exchanges with or transfers to other governmental entities; or~~
 - ~~c. Leases.~~~~

~~Sec. 241-601~~ 241-304. Golf division.

The golf division shall:

- (1) Create meaningful and enjoyable golfing opportunities for people of all ages and playing abilities;
- (2) Provide competitive playing conditions that meet customer expectations at fair market pricing;
- (3) Provide ancillary golf amenities like driving ranges, pro shops, golf carts, and concessions that meet quality standards; and
- (4) Ensure the golfing customer, the City of Indianapolis, and the golf operators are receiving value for dollars spent.

~~Sec. 241-701. Support services division.~~

~~The support services division shall:~~

- ~~(1) Provide management and support to the department's lines of business;~~
- ~~(2) Provide support in areas of human resources and staff development, training, payroll administration, personnel policy and procedures, employee relations and labor negotiations;~~
- ~~(3) Provide for the building and grounds maintenance of parks and facilities within the park district;~~
- ~~(4) Manage all aspects of the department's management information systems;~~
- ~~(5) Provide for the safety and security of all park and recreation facilities;~~
- ~~(6) Provide all marketing needs of the department, including public and media relations, printing, photography, market research, volunteer coordination, sponsorships, partnerships, and grants;~~

- (7) ~~Provide a customer service operation which includes the issuance of permits and centralized registration;~~
- (8) ~~Provide support in areas of purchasing, procurement, stock inventory and fleet management;~~
- (9) ~~Be responsible for the preparation of the budget and fiscal ordinances, as well as financial planning and analysis;~~
- (10) ~~Be responsible for the management of all aspects of the department's accounting and auditing systems, including the monitoring of all cash control systems, and~~
- (11) ~~Administer and coordinate the preparation of all contracts within the department.~~

Sec. 241-305. Greenways division.

The greenways division shall:

- (1) Develop, manage, improve and maintain the greenways system within Marion County;
- (2) Provide recreation and fitness opportunities;
- (3) Promote open space conservation;
- (4) Link neighborhoods with each other and parks and other community assets; and
- (5) Provide environmental education for the public concerning the greenways system.

Sec. ~~241-801~~ 241-306. Additional powers.

In addition, each division shall have all powers, duties and responsibilities granted by statute or ordinance or delegated by the mayor.

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

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

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

PROPOSAL NO. 480, 1999. Councillor Franklin reported that the Community Affairs Committee heard Proposal No. 480, 1999 on August 4, 1999. The proposal, sponsored by Councillor Dowden, determines that the lease of 14,162 square feet of office space at 9245 North Meridian Street is needed for use by the Cooperative Extension Service. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst asked how long this lease will be for. Councillor Franklin stated that it is a two-year lease with a one-year renewal option. He stated that the Cooperative Extension Service is currently doing a feasibility study and looking for a new location. Councillor Borst stated that he is glad to see this and hopes they will be able to relocate to a more central area.

Councillor Franklin moved, seconded by Councillor Black, for adoption. Proposal No. 480, 1999 was adopted on the following roll call vote; viz:

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

0 NAYS:

2 ABSENT: Dowden, Gray

Proposal No. 480, 1999 was retitled SPECIAL RESOLUTION NO. 59, 1999, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 59, 1999

A PROPOSAL FOR A SPECIAL RESOLUTION determining that the lease of 14,162 square feet of office space at 9245 N. Meridian Street, Indianapolis, Indiana, is needed for use by the Marion County Cooperative Extension Service.

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

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines that the lease of office space for the use of the Marion County Cooperative Extension Service is necessary.

SECTION 2. The property located at 9245 North Meridian Street, Indianapolis, Indiana is owned by Echo Associates, LLC, 10585 North Meridian Street, No. 101, Indianapolis, Indiana 46290.

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

NEW BUSINESS

Councillor Short asked Dennis Neidigh, Director of the Departments of Capital Asset Management and Public Works, if there is a schedule for street cleaning made available to law enforcement personnel. He stated that there are often people who do not move their vehicles on the days streets are cleaned, but instead of being cited with a violation, the streets are simply not cleaned. This is not fair to the citizens who take heed of street cleaning notices and move their vehicles. He asked if there could be better coordination with the police to ensure that violators are towed. Mr. Neidigh stated that he will look into the matter.

Councillor Golc stated that the issue of gender equity has been brought up several times in the Municipal Corporations Committee meetings. He moved, seconded by Councillor Williams, to form a gender equity standing committee to address issues raised at these meetings. The President stated that this issue would be well suited to the Community Affairs Committee. Councillor Hinkle stated that in order to form a standing committee, a proposal must be submitted to amend the Council rules, which lists the standing committees. Councillor Franklin stated that he would be happy to address the issue of gender equity as chairman of the Community Affairs Committee. Councillor Williams withdrew her second, and Councillor Golc withdrew his motion. Councillor Golc thanked Councillor Franklin for his willingness to address the issue.

Councillor Black asked if there has been any progress on the insurance study for City-County employees. Councillor Hinkle stated that the study is progressing and he will provide Councillor Black with an update. He said that he hopes some changes can be worked out with the new administration, for a proposal to be discussed during 2000.

Councillor Golc stated that he would like to see the Parks Department do a feasibility study for a community center for Stringtown, and would like to see this process begin before he leaves the

Council in January. The President stated that Councillor Golc should contact Mr. Parham to proceed with this issue.

ANNOUNCEMENTS AND ADJOURNMENT

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

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

- (1) Councillor Cockrum in memory of Norma Richhart; and
- (2) Councillor Gilmer in memory of Olive Purdy; and
- (3) Councillor Talley in memory of Cassie Pollard.

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 Norma Richhart, Olive Purdy, and Cassie Pollard. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:43 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 30th day of August, 1999.

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)