

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

**REGULAR MEETINGS
MONDAY, FEBRUARY 3, 2003**

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 7:11 p.m. on Monday, February 3, 2003, with President Borst presiding.

Councillor Talley 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: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
2 ABSENT: Langsford, Sanders

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 Chambers, on Monday, February 3, 2003, 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/Dr. Philip C. Borst
President, City-County Council

January 14, 2003

TO PRESIDENT BORST 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* on Friday, January 17, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 4-13, 2003, said hearing to be held on Monday, February 3, 2003, at 7:00 p.m. in the City-County Building.

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

January 24, 2003

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

SPECIAL RESOLUTION NO. 1, 2003 - recognizes the Wayne Township Fire Department for its rescue of a young person who fell through the ice at a housing development pond

Respectfully,
s/Bart Peterson, 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 January 13, 2003. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 93, 2003. The proposal, sponsored by Councillor Horseman, recognizes Clarian Health's Women's Heart Advantage Program. Councillor Horseman read the proposal and presented representatives with copies of the document and Council pins. Dr. Elisabeth von der Lohe, Clarian Cardiovascular Center, and Carl Martinson, senior vice president of Clarian Health Partners, thanked the Council for the recognition. President Borst thanked representatives for calling attention to this concern for women in the community. Councillor Horseman moved, seconded by Councillor Coughenour, for adoption. Proposal No. 93, 2003 was adopted by a unanimous voice vote.

Proposal No. 93, 2003 was retitled SPECIAL RESOLUTION NO. 2, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 2003

A SPECIAL RESOLUTION recognizing Clarian Health's Women's Heart Advantage Program.

February 3, 2003

WHEREAS, February is American Heart Month; and

WHEREAS, 85% of women aged 40-70 in the Indianapolis metropolitan area, or nearly 300,000 women, are currently at risk of suffering a first heart attack; and

WHEREAS, heart disease is the number one killer of women in the United States, exceeding all forms of cancer combined; and

WHEREAS, Clarian Health initiated its Women's Heart Advantage program to educate Indiana women and their primary care physicians about the need for women's heart care, to empower women to recognize their risks, and to make lifestyle changes to decrease their risk for heart diseases; and

WHEREAS, to accomplish its goals Clarian Health's Women's Heart Advantage program has teamed with community partners American Heart Association, American Health Network, Clarian Cardiovascular Center, Clarian Health Promotions, Clarian Heart Failure Program, Glendale Mall, IU Medical Group Primary Care, IU Medical Group Specialty Care, Krannert Institute of Cardiology, National Institute for Fitness and Sport, Methodist Heart Station, Methodist Medical Group, and Methodist Occupational Health Centers; 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 Clarian Health's Women's Heart Advantage Program and all of its community partners.

SECTION 2. The Council encourages the women of Indianapolis and their physicians to increase their knowledge of women's heart disease, the unique symptoms which may indicate that a woman is at risk, and the treatments that are available.

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. 94, 2003. The proposal, sponsored by Councillors Frick and Soards, recognizes the members of the Indianapolis Police Department and their continuing negotiations for a contract with the City of Indianapolis. Councillor Frick read the proposal and presented representatives with copies of the document and Council pins. Fraternal Order of Police president Vince Huber, thanked the Council for the recognition and encouragement. Councillor Frick moved, seconded by Councillor Soards, for adoption. Proposal No. 94, 2003 was adopted by a unanimous voice vote.

Proposal No. 94, 2003 was retitled COUNCIL RESOLUTION NO. 2, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 2003

A COUNCIL RESOLUTION recognizing the members of the Indianapolis Police Department and their continuing negotiations for a contract with the City of Indianapolis.

WHEREAS, the Indianapolis Fraternal Order of Police Lodge #86 is the eighth largest professional lodge in the United States; and

WHEREAS, the Indianapolis Fraternal Order of Police Lodge #86 is the recognized bargaining representative for all merit ranks of the Indianapolis Police Department for the purpose of negotiating in good faith the terms and conditions of employment; and

WHEREAS, members of the Indianapolis Fraternal Order of Police Lodge #86 began preparations for contract negotiations with the City of Indianapolis in January, 2002, delivered a copy of their proposal in April of 2002, and have met with the City of Indianapolis Administration representatives sixteen times since April; and

WHEREAS, members of the Indianapolis Fraternal Order of Police Lodge #86 are wishing to improve the terms and conditions of employment offered to its officers so that the City of Indianapolis can attract

and retain the best qualified and experienced officers to meet the needs of the citizens of Indianapolis;
and

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

SECTION 1. The Indianapolis City-County Council recognizes and commends all of those officers who are called to serve as law enforcement officers in the City of Indianapolis and Marion County.

SECTION 2. The Council recognizes the tremendous value of public safety and the importance of keeping our City safe for all of the families and businesses that make Indianapolis their home.

SECTION 3. Acknowledging the tough fiscal situation for city government, the Council recognizes that a competitive wage level and terms of employment are very important for the morale of our policemen and women as well as the safety of our citizens and that it would be in the public interest for both sides to return in good faith back to the collective bargaining table without further delay.

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

President Borst asked for consent to vote on Proposal Nos. 606-608 and 610-613, 2002 and Proposal Nos. 3, 14-18, 25-26, 30, 33, 36, 38, 39, 41, 42, 45-48, 50, and 51, 2003 together. He said that all are appointments which passed out of their respective committees with unanimous recommendations. Consent was given.

PROPOSAL NO. 606, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Brenda L. Burke as the Director of the Department of Administration. PROPOSAL NO. 607, 2002. The proposal, sponsored by Councillors Boyd and Smith, approves the Mayor's appointment of Maury Plambeck as the Director of the Department of Metropolitan Development. PROPOSAL NO. 608, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Joseph L. B. Wynns as the Director of the Department of Parks and Recreation. PROPOSAL NO. 610, 2002. The proposal, sponsored by Councillors Boyd and Coughenour, approves the Mayor's appointment of Barbara A. Lawrence as the Director of the Department of Public Works. PROPOSAL NO. 611, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Michael B. O'Connor as the Chief Deputy Mayor. PROPOSAL NO. 612, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Jane Henegar as the Deputy Mayor for Policy. PROPOSAL NO. 613, 2002. The proposal, sponsored by Councillor Boyd, approves the Mayor's appointment of Carolyn M. Coleman as the Deputy Mayor for Neighborhoods. PROPOSAL NO. 3, 2003. The proposal, sponsored by Councillor Nytes, approves the Mayor's appointment of Jimmy C. Bostick as hearing officer. PROPOSAL NO. 14, 2003. The proposal, sponsored by Councillor Cockrum, reappoints Diana Wilson Hall to the Board of Parks and Recreation. PROPOSAL NO. 15, 2003. The proposal, sponsored by Councillor Cockrum, reappoints Dale J. Thornberry to the Board of Parks and Recreation. PROPOSAL NO. 16, 2003. The proposal, sponsored by Councillor Bainbridge, reappoints Tony Buford to the Board of Public Works. PROPOSAL NO. 17, 2003. The proposal, sponsored by Councillor Bainbridge, reappoints Arno W. Haupt to the Board of Public Works. PROPOSAL NO. 18, 2003. The proposal, sponsored by Councillor Bainbridge, reappoints Kenneth W. Hughes to the Board of Public Works. PROPOSAL NO. 25, 2003. The proposal, sponsored by Councillors Dowden and Moriarty Adams, reappoints Ken Giffin to the Board of Public Safety. PROPOSAL NO. 26, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, reappoints William Schneider to the Board of Public Safety. PROPOSAL NO. 30, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Bruce B. Melchert to the Indianapolis City Market Corporation Board of Directors. PROPOSAL NO. 33, 2003. The proposal, sponsored by Councillors Coughenour and Nytes, reappoints Susan J. Powers to the Indianapolis City Market

Corporation Board of Directors. PROPOSAL NO. 36, 2003. The proposal, sponsored by Councillor Dowden, appoints Jerry Barnaby to the Citizens Police Complaint Board. PROPOSAL NO. 38, 2003. The proposal, sponsored by Councillor Massie, appoints Gilbert Mascher to the Alcoholic Beverage Board of Marion County. PROPOSAL NO. 39, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Martha A. Womacks to the Information Technology Board. PROPOSAL NO. 41, 2003. The proposal, sponsored by Councillors Boyd and Nytes, reappoints Linda N. Perdue to the Equal Opportunity Advisory Board. PROPOSAL NO. 42, 2003. The proposal, sponsored by Councillors Boyd and Nytes, reappoints Gary Gibson to the Equal Opportunity Advisory Board. PROPOSAL NO. 45, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Sue Beesley to the City County Administrative Board. PROPOSAL NO. 46, 2003. The proposal, sponsored by Councillors Borst and Nytes, reappoints Eric D. Jones to the Urban Enterprise Association. PROPOSAL NO. 47, 2003. The proposal, sponsored by Councillors Boyd and Nytes, appoints Leon Bates to the Marion County Storm Water Management Advisory Committee. PROPOSAL NO. 48, 2003. The proposal, sponsored by Councillor Borst, reappoints Curtis Coonrod to the Audit Committee. PROPOSAL NO. 50, 2003. The proposal, sponsored by Councillor McWhirter, reappoints Richard Petrecca to the County Property Tax Assessment Board of Appeals. PROPOSAL NO. 51, 2003. The proposal, sponsored by Councillors Borst and Nytes, appoints John Thompson to the Urban Enterprise Association. By unanimous votes, the Committees reported the proposals to the Council with the recommendation that they do pass. Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal Nos. 606-608 and 610-613, 2002 and Proposal Nos. 3, 14-18, 25-26, 30, 33, 36, 38, 39, 41, 42, 45-48, 50, and 51, 2003 were adopted by a unanimous voice vote.

Proposal No. 606, 2002 was retitled COUNCIL RESOLUTION NO. 3, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Brenda L. Burke as the Director of the Department of Administration for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Administration is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Brenda L. Burke to serve as Director of the Department of Administration at his pleasure for a term ending December 31, 2003; now, therefore:

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

SECTION 1. Brenda L. Burke is approved and confirmed by the City-County Council to serve as the Director of the Department of Administration for a term ending December 31, 2003.

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

Proposal No. 607, 2002 was retitled COUNCIL RESOLUTION NO. 4, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Maury Plambeck as the Director of the Department of Metropolitan Development for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Metropolitan Development is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Maury Plambeck to serve as Director of the Department of Metropolitan Development at his pleasure for a term ending December 31, 2003; now, therefore:

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

SECTION I. Maury Plambeck is approved and confirmed by the City-County Council to serve as the Director of the Department of Metropolitan Development for a term ending December 31, 2003.

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

Proposal No. 608, 2002 was retitled COUNCIL RESOLUTION NO. 5, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Joseph L. B. Wynns as the Director of the Department of Parks and Recreation for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Parks and Recreation is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Joseph L. B. Wynns to serve as Director of the Department of Parks and Recreation at his pleasure for a term ending December 31, 2003; now, therefore:

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

SECTION I. Joseph L. B. Wynns is approved and confirmed by the City-County Council to serve as the Director of the Department of Parks and Recreation for a term ending December 31, 2003.

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

Proposal No. 610, 2002 was retitled COUNCIL RESOLUTION NO. 6, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Barbara A. Lawrence as the Director of the Department of Public Works for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-3 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Director of the Department of Public Works is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Barbara A. Lawrence to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 2003; now, therefore:

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

SECTION I. Barbara A. Lawrence is approved and confirmed by the City-County Council to serve as the Director of the Department of Public Works for a term ending December 31, 2003.

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

Proposal No. 611, 2002 was retitled COUNCIL RESOLUTION NO. 7, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 7, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael B. O'Connor as the Chief Deputy Mayor for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-4 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Chief Deputy Mayor is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Michael B. O'Connor to serve as Chief Deputy Mayor at his pleasure for a term ending December 31, 2003; now, therefore:

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

SECTION 1. Michael B. O'Connor is approved and confirmed by the City-County Council to serve as Chief Deputy Mayor for a term ending December 31, 2003.

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

Proposal No. 612, 2002 was retitled COUNCIL RESOLUTION NO. 8, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Jane Henegar as the Deputy Mayor for Policy for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-4 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Deputy Mayor for Policy is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Jane Henegar to serve as Deputy Mayor for Policy at his pleasure for a term ending December 31, 2003; now, therefore:

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

SECTION 1. Jane Henegar is approved and confirmed by the City-County Council to serve as Deputy Mayor for Policy for a term ending December 31, 2003.

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

Proposal No. 613, 2002 was retitled COUNCIL RESOLUTION NO. 9, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Carolyn M. Coleman as the Deputy Mayor for Neighborhoods for a term ending December 31, 2003.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-4 of the "Revised code of the Consolidated City and County," a mayoral appointment of the Deputy Mayor for Neighborhoods is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Carolyn M. Coleman to serve as Deputy Mayor for Neighborhoods at his pleasure for a term ending December 31, 2003; now, therefore:

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

SECTION 1. Carolyn M. Coleman is approved and confirmed by the City-County Council to serve as Deputy Mayor for Neighborhoods for a term ending December 31, 2003.

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

Proposal No. 3, 2003 was retitled COUNCIL RESOLUTION NO. 10, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 2003

A COUNCIL RESOLUTION approving the Mayor's appointment of Jimmy C. Bostick as hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County.

WHEREAS, pursuant to Indiana Code § 36-3-3-8 and Section 103-73 of the "Revised Code of the Consolidated City and County," a mayoral appointment of a hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Jimmy C. Bostick to serve as hearing officer at his pleasure for a term of one (1) year; now, therefore:

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

SECTION 1. Jimmy C. Bostick is approved and confirmed by the City-County Council to serve as hearing officer at the pleasure of the Mayor for the term of one (1) year.

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

Proposal No. 14, 2003 was retitled COUNCIL RESOLUTION NO. 11, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 11, 2003

A COUNCIL RESOLUTION reappointing Diana Wilson Hall to the Board of Parks and Recreation.

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

SECTION 1. As a member of the Board of Parks and Recreation, the Council reappoints:

Diana Wilson Hall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 15, 2003 was retitled COUNCIL RESOLUTION NO. 12, 2003, and reads as follows:

February 3, 2003

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 2003

A COUNCIL RESOLUTION reappointing Dale J. Thornberry to the Board of Parks and Recreation.

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

SECTION 1. As a member of the Board of Parks and Recreation, the Council reappoints:

Dale J. Thornberry

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 16, 2003 was retitled COUNCIL RESOLUTION NO. 13, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 13, 2003

A COUNCIL RESOLUTION reappointing Tony Buford to the Board of Public Works.

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

SECTION 1. As a member of the Board of Public Works, the Council reappoints:

Tony Buford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 17, 2003 was retitled COUNCIL RESOLUTION NO. 14, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 2003

A COUNCIL RESOLUTION reappointing Arno W. Haupt to the Board of Public Works.

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

SECTION 1. As a member of the Board of Public Works, the Council reappoints:

Arno W. Haupt

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 18, 2003 was retitled COUNCIL RESOLUTION NO. 15, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 2003

A COUNCIL RESOLUTION reappointing Kenneth W. Hughes to the Board of Public Works.

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

SECTION 1. As a member of the Board of Public Works, the Council reappoints:

Kenneth W. Hughes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 25, 2003 was retitled COUNCIL RESOLUTION NO. 16, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 2003

A COUNCIL RESOLUTION reappointing Ken Giffin to the Board of Public Safety.

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

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

Ken Giffin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 26, 2003 was retitled COUNCIL RESOLUTION NO. 17, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 2003

A COUNCIL RESOLUTION reappointing William Schneider to the Board of Public Safety.

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

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

William Schneider

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 30, 2003 was retitled COUNCIL RESOLUTION NO. 18, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 2003

A COUNCIL RESOLUTION reappointing Bruce B. Melchert to the Indianapolis City Market Corporation Board of Directors.

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

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Bruce B. Melchert

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SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 33, 2003 was retitled COUNCIL RESOLUTION NO. 19, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 19, 2003

A COUNCIL RESOLUTION reappointing Susan J. Powers to the Indianapolis City Market Corporation Board of Directors.

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

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council reappoints:

Susan J. Powers

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2004. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 36, 2003 was retitled COUNCIL RESOLUTION NO. 20, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 2003

A COUNCIL RESOLUTION appointing Jerry Barnaby to the Citizens Police Complaint Board.

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

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

Jerry Barnaby

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 38, 2003 was retitled COUNCIL RESOLUTION NO. 21, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 21, 2003

A COUNCIL RESOLUTION appointing Gilbert Mascher to the Alcoholic Beverage Board of Marion County.

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

SECTION 1. As a member of the Alcoholic Beverage Board of Marion County, the Council appoints:

Gilbert Mascher

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 39, 2003 was retitled COUNCIL RESOLUTION NO. 22, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 22, 2003

A COUNCIL RESOLUTION reappointing Martha A. Womacks to the Information Technology Board.

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

SECTION 1. As a member of the Information Technology Board, the Council reappoints:

Martha A. Womacks

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 41, 2003 was retitled COUNCIL RESOLUTION NO. 23, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 23, 2003

A COUNCIL RESOLUTION reappointing Linda N. Perdue to the Equal Opportunity Advisory Board.

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

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Linda N. Perdue

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 42, 2003 was retitled COUNCIL RESOLUTION NO. 24, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 24, 2003

A COUNCIL RESOLUTION reappointing Gary Gibson to the Equal Opportunity Advisory Board.

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

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Gary Gibson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 45, 2003 was retitled COUNCIL RESOLUTION NO. 25, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 25, 2003

A COUNCIL RESOLUTION reappointing Sue Beesley to the City County Administrative Board.

February 3, 2003

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

SECTION 1. As a member of the City County Administrative Board, the Council reappoints:

Sue Beesley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 46, 2003 was retitled COUNCIL RESOLUTION NO. 26, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 26, 2003

A COUNCIL RESOLUTION reappointing Eric D. Jones to the Urban Enterprise Association.

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

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

Eric D. Jones

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2006. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 47, 2003 was retitled COUNCIL RESOLUTION NO. 27, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 2003

A COUNCIL RESOLUTION appointing Leon Bates to the Marion County Storm Water Management Advisory Committee.

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

SECTION 1. As a member of the Marion County Storm Water Management Advisory Committee, the Council appoints:

Leon Bates

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2005. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 48, 2003 was retitled COUNCIL RESOLUTION NO. 28, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 28, 2003

A COUNCIL RESOLUTION reappointing Curtis Coonrod to the Audit Committee.

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

SECTION 1. As a member of the Audit Committee, the Council reappoints:

Curtis Coonrod

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 50, 2003 was retitled COUNCIL RESOLUTION NO. 29, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 2003

A COUNCIL RESOLUTION reappointing Richard Petrecca to the County Property Tax Assessment Board of Appeals.

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

SECTION 1. As a member of the County Property Tax Assessment Board of Appeals, the Council reappoints:

Richard Petrecca

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 51, 2003 was retitled COUNCIL RESOLUTION NO. 30, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 2003

A COUNCIL RESOLUTION appointing John Thompson to the Urban Enterprise Association.

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

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

John Thompson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2006. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 54, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$10,564 in the 2003 Budget of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to cover the existing bills for the Community Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 55, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,400 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for a contractual Protective Order Clerk, funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 56, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$15,000 in the 2003 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to support a volunteer coordinator for the Family Advocacy Center's Volunteer Advocate Project, funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 57, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$63,000 in the 2003 Budget of the Clerk of the Circuit Court (Clerk's Perpetuation Fund) to fund off-site storage of records and replacement of office computers, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 58, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,600 in the 2003 Budget of the Clerk of the Circuit Court (Enhanced Access Fund) to fund the data entries of divorce index books into a electronic database, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 59, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$50,000 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund the Community Court Treatment Readiness Program, funded by a grant from the Indiana Criminal Justice Institute (The local match of \$16,667 is funded by existing appropriations in the Prosecuting Attorney's budget.)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 60, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$19,844 in the 2003 Budget of the Marion County Superior Court (State and Federal Grants Fund) to fund Indiana Advocates for Children, Kids' Voice, funded by a grant from Community Addiction Services of Indiana"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 61, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Soards. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves an increase of \$740,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to assist Indiana Task Force One in becoming a Weapons of Mass Destruction Urban, Search and Rescue Team, financed by a federal grant from FEMA (Federal Emergency Management Agency)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 62, 2003. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves an increase of \$1,500 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to support IFD Station #30's Permanent Fitting Stations program (a program to educate citizens on the proper installation and use of car seats), financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 63, 2003. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which approves a transfer totaling \$38,890 in the Department of Public Safety, Fire Division Non-

Lapsing Federal Grants Fund (amends Fire Special Service District Fiscal Ordinance No. 6, 2002) to fund a contract with Public Safety Medical Services to enhance existing wellness services it is currently providing to IFD"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 64, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which authorizes the issuance and sale of notes of Marion County, Indiana for the purpose of making a loan to provide funds to acquire a new voting system for Marion County and to pay the expenses in connection with or on account of the issuance of such notes"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 65, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates the proceeds (including investment earnings thereon) of the Marion County, Indiana limited recourse notes, Series 2003 A"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 66, 2003. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes stop signs for Danbury Road and Eagle Dale Drive (District 8)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 67, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Willow Oaks Subdivision, Section 2 (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 68, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Willow Lakes Subdivision, Section 2 (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 69, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Gasoline Alley and Grande Avenue (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 70, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Regent Street near Lynhurst Drive (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 71, 2003. Introduced by Councillors Black and Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Central Avenue near 32nd Street (Districts 6, 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 72, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes special parking restrictions at various locations on Massachusetts Avenue (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 73, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the deletion of parking restrictions on various streets in the Lockerbie Neighborhood (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 74, 2003. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Kenneth Almon to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 75, 2003. Introduced by Councillors Boyd and Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Nellie J. Daniels to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 76, 2003. Introduced by Councillors Boyd and Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Colette Anita Johnson to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 77, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints C. Eugene Hendricks to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 78, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Brian Murphy to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 79, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Randolph L. Snyder to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 80, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 81, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 82, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Stephen M. Badger to the Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 83, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Mac J. Martin to the Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 84, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Michael Engel to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 85, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints J. Darrell Bakken to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 86, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Terry Hursh to the Ft. Benjamin Harrison Reuse Authority"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 87, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Carol Ryan to the Animal Care and Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 88, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Brian Tuohy to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 89, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jody Tilford to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 90, 2003. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Mark F. Rumreich to the Marion County Storm Water Management Advisory Committee"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 91, 2003. Introduced by Councillors Langsford and Soards. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to make up any pay difference for Guard and Reserve City and County employees who are called up for active military duty"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 92, 2003. Introduced by Councillors Bradford and Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which concerns U.S. Filter and Indianapolis Water Company employees and retirees"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 112, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Mike Harrington to the Common Construction Wage Committee for the City of Southport"; and the President referred it to the Rules and Public Policy Committee.

Councillor Massie moved, seconded by Councillor Talley, to suspend the Council Rules and hear Proposal No. 112, 2003, this evening. He said that in order to stay on schedule with construction, this appointment needs to be made before the next Council meeting. He added that these types of appointments are routinely made on the Council floor, and the Mayor of Southport has asked that the proposal be considered, if at all possible, this evening. The motion to suspend the Rules carried by a unanimous voice vote.

PROPOSAL NO. 112, 2003. The proposal, sponsored by Councillor Massie, appoints Mike Harrington to the Common Construction Wage Committee for the City of Southport. Councillor Massie stated that each Council member has a copy of Mr. Harrington's resume and he would appreciate their support. Councillor Massie moved, seconded by Councillor Talley, for adoption. Proposal No. 112, 2003 was adopted by a unanimous voice vote.

Proposal No. 112, 2003 was retitled COUNCIL RESOLUTION NO. 31, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 31, 2003

A COUNCIL RESOLUTION appointing Mike Harrington to the Common Construction Wage Committee for the City of Southport.

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

SECTION 1. As a member of the Common Construction Wage Committee for the City of Southport, the Council appoints:

Mike Harrington

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and qualifies.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 95, 2003, PROPOSAL NOS. 96-109, 2003, and PROPOSAL NOS. 110-111, 2003. Introduced by Councillor Langsford. Proposal No. 95, 2003, Proposal Nos. 96-109, 2003, and Proposal Nos. 110-111, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on January 13, 21, and 27, 2003. 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. 7-23, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 7, 2003.
2002-ZON-057
6020 SOUTH BELMONT AVENUE (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

KEVIN R. WADSWORTH, by Michael J. Kias, requests a rezoning of 1.0 acre, being in the D-A (FF)(W-1) District, to the C-ID (FF)(W-1) classification to provide for the retail sale and installation of decks and related permitted uses.

REZONING ORDINANCE NO. 8, 2003.

2002-ZON-114

7229 LAKE ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

BARBARA DOUTHITT and PAUL WHITE, by David Kingen, requests a rezoning of 13.39 acres, being in the D-A (FF) (W-1) District, to the D-A (GSB) (FF) (W-1) classification to provide for a temporary gravel, sand borrow use.

REZONING ORDINANCE NO. 9, 2003.

2002-ZON-144

4437 CLARK ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

CLEARWOOD DEVELOPMENT, INC., by David A. Retherford, requests a rezoning of 3.856 acres, being in the D-A District, to the C-3 classification to provide for neighborhood commercial development.

REZONING ORDINANCE NO. 10, 2003.

2002-ZON-145

125-135 SOUTH MITTHOEFER ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

MEETING SERVICES UNLIMITED, by Andi M. Metzel and Walter E. Wolf, requests a rezoning of 2.18 acres, being in the D-A District, to the C-1 classification to provide for commercial development.

REZONING ORDINANCE NO. 11, 2003.

2002-ZON-147

3130 GERMAN CHURCH ROAD (approximate addresses), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 5

HINDU TEMPLE OF CENTRAL INDIANA, INC., Marci A. Reddick, requests a rezoning of 13.173 acres, being in the D-A and SU-38 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 12, 2003.

2002-ZON-152

6640 HERON NECK DRIVE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

LIGHTHOUSE LANDINGS APARTMENTS, LLC, by Michael J. Kias, requests a rezoning of 4.716 acres, being in the D-A District, to the C-S classification to provide for commercial development including all C-1, C-3 uses and / or a banquet facility.

REZONING ORDINANCE NO. 13, 2003.

2001-ZON-159

630, 634, 702, 706, & 710 N. COLLEGE AVENUE, 610, 614, 620, 622, & 624 E. WALNUT ST., 701, 703 N. PARK AVENUE, 701 MASSACHUSETTS AVENUE (aka 708 N. CINCINNATI STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

NEIGHBORHOOD/DOWNTOWN ZONING ASSISTANCE, INC. requests a rezoning of 1.311 acres, being in the I-3-U District, to the CBD-2 classification to allow for mixed use residential/commercial development.

REZONING ORDINANCE NO. 14, 2003.

2002-ZON-161

1710 & 1732 North Mitthoefer Road (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

MSD OF WARREN TOWNSHIP, by Philip A. Nicely requests a rezoning of 10.118 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 15, 2003.

2002-ZON-162

202 EAST 91ST STREET AND 9105 NORTH PENNSYLVANIA STREET (approximate addresses), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

9800 DEVELOPMENT LLC., by Philip A. Nicely, requests a rezoning of 0.9 acre, being in the D-3 District, to the C-I classification to provide for a one-story office building.

REZONING ORDINANCE NO. 16, 2003.

2002-ZON-164

8450 NORTHWEST BOULEVARD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

ORTHOPAEDICS INDIANAPOLIS. SURGICAL ASSOCIATES, LLC., by Mary E Solada, request a rezoning of 9.569 acres, being in the C-1 and C-6 Districts, to the HD-1 classification to provide for an inpatient orthopedic surgical hospital.

REZONING ORDINANCE NO. 17, 2003.

2002-ZON-167

714 EAST WALNUT STREET AND 719 EAST SAINT CLAIR STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

ROBERT L. YOUNG requests a rezoning of 0.2937 acre, being in the I-3-U (RC) District, to the CBD-2 (RC) classification.

REZONING ORDINANCE NO. 18, 2003.

2002-ZON-168

1745 NORTH RACEWAY ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18

DURA BUILDERS INC., by John Van Buskirk, requests a rezoning of 33.495 acres, being in the SU-10 (FF) (FW) District, to the D-5 (FF) (FW) classification to provide for a single-family residential development.

REZONING ORDINANCE NO. 19, 2003.

2002-ZON-169

7575 GEORGETOWN ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

HARLAN DEVELOPMENT COMPANY, LLC requests a rezoning of 27.803 acres, being in the I-2-S and I-3-S Districts, to the I-3-S classification to permit the use of an existing 109,527.37 square foot industrial structure as a bakery.

REZONING ORDINANCE NO. 20, 2003.

2002-ZON-838 (2002-DP-011)

6425 CHURCHMAN AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

ARBOR HOMES, by Thomas Michael Quinn, requests a rezoning of 46.92 acres, being in the D-A District, to the D-P classification to provide for 119 single-family dwellings, resulting in 2.54 units per acre.

REZONING ORDINANCE NO. 21, 2003.

2002-ZON-845 (2002-DP-012)

7420 EAST EDGEWOOD AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

WAYNE and NORMA K. GRADY request a rezoning of 5.3 acres, being in the D-A District, to the D-P classification to provide for the development of a single-family residential development with two existing single-family dwellings, resulting in 0.57 units per acre.

REZONING ORDINANCE NO. 22, 2003.

2002-ZON-138

7400 US 31 SOUTH (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

HICKORY CENTRE, LLC, by Brian J. Tuohy, requests a rezoning of 1.73 acres, being in D-A District, to the C-I classification to provide for general office use.

REZONING ORDINANCE NO. 23, 2003.
2002-ZON-843 (Amended)
4104 TODD ROAD (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24
WILFRED C. AND NANCY SUE BREHOB, by Julia L. Branham, request a rezoning of 17 acres being in the D-A District, to the D-P classification to provide for a five-lot residential subdivision, with a density of 0.27 units per acre.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal Nos. 4-8, 2003 on January 16, 2003. He asked for consent to vote on Proposal Nos. 4-6, 2003 together, as they came from Committee with unanimous do pass recommendations. Consent was given.

PROPOSAL NO. 4, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to design and construct the Indianapolis First Tee Junior Golf Facility at 1100 East 25th Street, financed by a grant from the United States Golf Association. PROPOSAL NO. 5, 2003. The proposal, sponsored by Councillors Cockrum, Douglas, and Langsford, approves an appropriation of \$13,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to restore the natural habitat and environment at Ellenberger Park, and to remove invasive plant species at Holliday Park, financed by "Golden Eagle" grants from Indianapolis Power and Light. PROPOSAL NO. 6, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$187,095 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to restore and maintain vegetation and the natural habitat of 49 acres of Town Run South Trail Park, financed by federal funds. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Nytes commended the Director of the Department of Parks and Recreation, Joseph Wynns, on the addition of the junior golf facility. She said that it will add a wonderful option for youth in this area.

President Borst called for public testimony at 7:37 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal Nos. 4-6, 2003 were adopted on the following roll call vote; viz:

27 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford*
0 NAYS:
2 ABSENT: *Langsford, Sanders*

Proposal No. 4, 2003 was retitled FISCAL ORDINANCE NO. 1, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 1, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Fifty Thousand Dollars (\$50,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to design and construct the Indianapolis First Tee Junior Golf Facility at 1100 East 25th Street, financed by a grant from the United States Golf Association.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
4. Capital Outlay	<u>50,000</u>
TOTAL INCREASE	50,000

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>50,000</u>
TOTAL REDUCTION	50,000

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of December 31, 2002	13,408,452
Estimated 2003 revenues (per 2003 budget)	<u>25,538,965</u>
Projected funds available	38,947,417
2003 appropriations, including prior year carryover encumbrances	28,774,301
Proposed appropriation (this proposal)	50,000
Pending appropriation requests (Proposal No. 4, 2003)	13,000
Additional anticipated appropriations to be submitted later in 2003 (Lilly projects)	<u>7,594,888</u>
Projected fund balance December 31, 2003	2,515,228

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

Proposal No. 5, 2003 was retitled FISCAL ORDINANCE NO. 2, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Thirteen Thousand Dollars (\$13,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to restore the natural habitat and environment at Ellenberger Park, and to remove invasive plant species at Holliday Park, financed by "Golden Eagle" grants from Indianapolis Power and Light.

SECTION 2. The sum of Thirteen Thousand Dollars (\$13,000) 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 increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
2. Materials and Supplies	10,000
3. Other Services and Charges	<u>3,000</u>
TOTAL INCREASE	13,000

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>13,000</u>
TOTAL REDUCTION	13,000

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of December 31, 2002	13,408,452
Estimated 2003 revenues (per 2003 budget)	<u>25,538,965</u>
Projected funds available	38,947,417
2003 appropriations, including prior year carryover encumbrances	28,774,301
Proposed appropriation (this proposal)	13,000
Pending appropriation requests (proposal ____)	<u>50,000</u>
Additional anticipated appropriations to be submitted later in 2003 (Lilly projects)	7,594,888
Projected fund balance December 31, 2003	2,515,228

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

Proposal No. 6, 2003 was retitled FISCAL ORDINANCE NO. 3, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional One Hundred Eighty-seven Thousand Ninety-five Dollars (\$187,095) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to restore and maintain vegetation and the natural habitat of 49 acres of Town Run South Trail Park, financed by federal funds.

SECTION 2. The sum of One Hundred Eighty-seven Thousand and Ninety-five Dollars (\$187,095) 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 increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
2. Materials and Supplies	40,000
3. Other Services and Charges	<u>147,095</u>
TOTAL INCREASE	187,095

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

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>187,095</u>
TOTAL REDUCTION	187,095

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

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

PROPOSAL NO. 7, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$507,500 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to fund a restoration project at Reverend Martin Luther King Jr. Park, which will repair the swimming pool walls and repair and enhance the interactive water playground, financed by federal grants (Local match of \$217,500 is funded by existing appropriation in the Department of Parks and Recreation budget.). By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Massie said that he voted against the proposal in Committee because he thought Federal tax dollars were being used, but he has been told that it is not tax money and therefore he will support the proposal.

President Borst called for public testimony at 7:39 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal No. 7, 2003 was adopted on the following roll call vote; viz:

- 27 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 2 ABSENT: *Langsford, Sanders*

Proposal No. 7, 2003 was retitled FISCAL ORDINANCE NO. 4, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Five Hundred Seven Thousand Five Hundred Dollars (\$507,500) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(1) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to fund a restoration project at Reverend Martin Luther King Jr. Park which will repair the swimming pool walls and repair and enhance the interactive water playground, financed by federal grants.

SECTION 2. The sum of Five Hundred Seven Thousand Five Hundred Dollars (\$507,500) 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 increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
4. Capital Outlay	<u>507,500</u>
TOTAL INCREASE	507,500

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

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants	<u>507,500</u>
TOTAL REDUCTION	507,500

SECTION 5. The following existing appropriations in the Parks and Recreation Department's 2003 budget are hereby approved to be used as the 30% local match required for this grant:

CITY CUMULATIVE CAPITAL DEVELOPMENT FUND

Existing appropriation:

4. Capital Outlay	<u>217,500</u>
TOTAL	217,500

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 8, 2003. The proposal, sponsored by Councillors Cockrum and Douglas, approves an appropriation of \$200,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to acquire 50 acres of land adjacent to Mann Road in Decatur Township, including 8.6 acres of forest land, as an addition to Southwestway Park, financed by a federal grant. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 7:40 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Douglas, for adoption. Proposal No. 8, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

2 ABSENT: Langsford, Sanders

Proposal No. 8, 2003 was retitled FISCAL ORDINANCE NO. 5, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to acquire 50 acres of land adjacent to Mann Road in Decatur Township, including 8.6 acres of forest land, as an addition to Southwestway Park, financed by a federal grant.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) 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 increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
4. Capital Outlay	<u>200,000</u>
TOTAL INCREASE	200,000

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

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered Federal Non-Lapsing Grants Fund	<u>200,000</u>
TOTAL REDUCTION	200,000

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

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

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 9-13, 2003 on January 15, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 9, 2003. The proposal, sponsored by Councillor Moriarty Adams, approves an increase of \$82,433 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to reimburse overtime spent for eight officers assigned to investigate incidents of violent crimes, funded by a grant through Federal Bureau of Investigations. PROPOSAL NO. 10, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$620,000 in the 2003 Budget of the Metropolitan Emergency Communications Agency (MECA/County Emergency Telephone System Fund) to fund the purchase of new radios, financed by fund balances. PROPOSAL NO. 11, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$332,000 in the 2003 Budget of Marion County Justice Agency (Law Enforcement Equitable Share) to appropriate funds for the 2003 Budget. PROPOSAL NO. 12, 2003. The proposal, sponsored by Dowden, approves an increase of \$62,000 in the 2003 Budget of Marion County Justice Agency (Conditional Release Fund) to fund the Conditional Release Redesign Project, financed by fund balances. PROPOSAL NO. 13, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$33,663 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to fund an evaluation of the Marion County Community Correction Mental Health Component, financed by fund balances. By 9-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst called for public testimony at 7:46 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal Nos. 9-13, 2003 were adopted on the following roll call vote; viz:

- 26 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 1 NOT VOTING: *Gray*
- 2 ABSENT: *Langsford, Sanders*

Proposal No. 9, 2003 was retitled FISCAL ORDINANCE NO. 6, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Eighty-two Thousand Four Hundred Thirty-three Dollars (\$82,433) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to reimburse overtime spent on eight officers working violent crimes.

SECTION 2. The sum of additional Eighty-two Thousand Four Hundred Thirty-three Dollars (\$82,433) 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 SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	82,433
TOTAL INCREASE	82,433

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	82,433
TOTAL REDUCTION	82,433

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

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

Proposal No. 10, 2003 was retitled FISCAL ORDINANCE NO. 7, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 92, 2002) appropriating an additional Six Hundred Twenty Thousand Dollars (\$620,000) in the MECA/County Emergency Telephone System Fund for purposes of the Metropolitan Emergency Communications Agency and reducing the unappropriated and unencumbered balance in the MECA/County Emergency Telephone System 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 I of the Metropolitan Emergency Communications Agency Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Metropolitan Emergency Communications Agency to purchase new radios.

SECTION 2. The sum of Six Hundred Twenty Thousand Dollars (\$620,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

February 3, 2003

SECTION 3. The following additional appropriation is hereby approved:

<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY</u>	<u>MECA/COUNTY EMERGENCY TELEPHONE SYSTEM FUND</u>
4. Capital Outlay	<u>620,000</u>
TOTAL INCREASE	620,000

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

	<u>MECA/COUNTY EMERGENCY TELEPHONE SYSTEM FUND</u>
Unappropriated and Unencumbered	
MECA/County Emergency Telephone System Fund	<u>620,000</u>
TOTAL REDUCTION	620,000

SECTION 5. The projected December 31, 2003, fund balance for the MECA/County Emergency Telephone System Fund is as follows:

Current cash balance (12-31-02)	2,896,723
Anticipated additional revenue through December 31, 2003	<u>1,150,000</u>
Projected funds available	4,046,723
Remaining appropriations and encumbrances	988,890
Proposed additional appropriation	<u>620,000</u>
Projected fund balance December 31, 2003	2,437,833

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

Proposal No. 11, 2003 was retitled FISCAL ORDINANCE NO. 8, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Three Hundred Thirty-two Thousand Dollars (\$332,000) in the Law Enforcement Equitable Share Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Equitable Share 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 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to appropriate unappropriated and unencumbered funds for the 2003 Budget.

SECTION 2. The sum of Three Hundred Thirty-two Thousand Dollars (\$332,000) Dollars be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>LAW ENFORCEMENT EQUITABLE SHARE FUND</u>
2. Supplies	67,000
3. Other Services and Charges	75,000
4. Capital Outlay	<u>190,000</u>
TOTAL INCREASE	332,000

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

<u>LAW ENFORCEMENT EQUITABLE SHARE FUND</u>	
Unappropriated and Unencumbered	
Law Enforcement Equitable Share Fund	332,000
TOTAL REDUCTION	332,000

SECTION 5. The projected December 31, 2003, fund balance for the Law Enforcement Equitable Share Fund is as follows:

Current cash balance (12-31-02)	515,193
Anticipated additional revenue through December 31, 2003	<u>0</u>
Projected funds available	515,193
Remaining appropriations and encumbrances	0
Proposed additional appropriation	332,000
Projected fund balance December 31, 2003	183,193

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

Proposal No. 12, 2003 was retitled FISCAL ORDINANCE NO. 9, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 9, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Sixty-two Thousand Dollars (\$62,000) in the Conditional Release Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Conditional Release 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 (i) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to fund the Conditional Release Redesign Project.

SECTION 2. The sum of Sixty-two Thousand Dollars (\$62,000) Dollars be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>CONDITIONAL RELEASE FUND</u>
3. Other Services and Charges	62,000
TOTAL INCREASE	62,000

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

<u>CONDITIONAL RELEASE FUND</u>	
Unappropriated and Unencumbered	
Conditional Release Fund	62,000
TOTAL REDUCTION	62,000

SECTION 5. The projected December 31, 2003, fund balance for the Conditional Release Fund is as follows:

Projected fund balance December 31, 2002	434,656
Plus 2003 estimated revenues	90,000
Less 2003 Budget	<u>141,881</u>
Projected fund balance Dec 31, 2003	382,775

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

Proposal No. 13, 2003 was retitled FISCAL ORDINANCE NO. 10, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Thirty-three Thousand Six Hundred Sixty-three Dollars (\$33,663) in the Home Detention User Fee Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Community Corrections to fund an evaluation of the Marion County Community Correction Mental Health Component.

SECTION 2. The sum of Thirty-three Thousand Six Hundred Sixty-three Dollars (\$33,663) be, and the same is hereby, appropriated 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>COMMUNITY CORRECTIONS</u>	<u>HOME DETENTION USER FEE FUND</u>
3. Other Services and Charges	<u>33,663</u>
TOTAL INCREASE	33,663

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

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered Home Detention User Fee Fund	<u>33,663</u>
TOTAL REDUCTION	33,663

SECTION 5. The projected December 31, 2003, fund balance for the Home Detention User Fee Fund is as follows:

Projected funds available December 31, 2002	605,528
Remaining appropriations and encumbrances	764
Proposed additional appropriation	<u>33,663</u>
Projected fund balance December 31, 2003	571,101

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

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 567, 2002. Councillor Massie reported that the Rules and Public Policy Committee heard Proposal No. 567, 2002 on November 25, 2002 and January 14, 2003. The proposal, sponsored by Councillors Bradford and Schneider, recommends that the city's purchase of the Indianapolis Water Company be rescinded. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Massie moved, seconded by Councillor Talley, to strike. Proposal No. 567, 2002 was stricken by a unanimous voice vote.

PROPOSAL NO. 1, 2003. Councillor Massie reported that the Rules and Public Policy Committee heard Proposal No. 1, 2003 on January 14, 2003. The proposal, sponsored by Councillors Soards, Bainbridge, Black, Boyd, Brents, Cockrum, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams,

Nytes, Sanders, Smith, Talley, and Tilford, urges the Indiana General Assembly, State of Indiana Alcohol & Tobacco Commission and the local Alcoholic Beverage Board of Marion County to stop the potential proliferation of alcohol outlets commonly referred to as gas stations and convenience stores. By a 5-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Schneider said that he opposes the proposal because the number of applications for these licenses is actually very low and almost all of them have either been denied or no action has been taken on them. He said that the system is already working with the local liquor board and he supports a free market.

Councillor Gibson said he also supports a free market, but many of these places become a problem for the neighborhoods, and therefore he supports the proposal.

Councillor Knox said he also supports the proposal and said that gas stations and alcohol sales combined cause too much temptation for the possibility of drinking and driving.

Councillor Massie moved, seconded by Councillor Soards, for adoption. Proposal No. 1, 2003 was adopted on the following roll call vote; viz:

25 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Short, Smith, Soards, Talley, Tilford
2 NAYS: Bradford, Schneider
2 ABSENT: Langsford, Sanders

Councillor Soards said that this vote is a true victory for neighborhoods. Councillor Bradford asked for consent to explain his vote. Consent was given. Councillor Bradford said that he has handled many types of applications for the liquor board in the past and he believes the system works as it is, since most of these applications are already being denied.

Proposal No. 1, 2003 was retitled COUNCIL RESOLUTION NO. 32, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 32, 2003

A SPECIAL RESOLUTION urging the Indiana General Assembly, State of Indiana Alcohol & Tobacco Commission and the local Alcoholic Beverage Board of Marion County to stop the potential proliferation of alcohol outlets commonly referred to as gas stations and convenience stores.

WHEREAS, the City-County Council of Indianapolis, Indiana, acknowledges that the Indiana Alcohol & Tobacco Commission has specific powers and duties pursuant to Indiana Code Section 7.1-2-3-4; and

WHEREAS, the Council further acknowledges that the Alcohol Beverage Board of Marion County, pursuant to Indiana Code Section 7.1-2-4-1, is regulated by the Indiana Alcohol & Tobacco Commission as to its procedures and investigations as addressed in Indiana Code Section 7.1-2-3-21; and

WHEREAS, the City-County Council of Indianapolis believes that a local policy prohibiting the sale of alcoholic beverages at locations commonly referred to as gas stations and convenience stores is essential in preserving and fostering strong neighborhoods; and

WHEREAS, the City-County Council is concerned by recent attempts to legalize hard liquor sales in gas stations and convenience stores, the least regulated points of sale of alcohol; now, therefore:

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

February 3, 2003

SECTION 1. The City-County Council of Indianapolis, Indiana acknowledges that the Indiana Alcohol and Tobacco Commission and the Alcohol Beverage Board of Marion County have specific powers and duties granted to it by State legislation.

SECTION 2. The City-County Council believes that the Indiana Alcohol & Tobacco Commission and the Marion County Alcohol Beverage Board should adopt policies prohibiting the sale of alcohol in retail outlets commonly referred to as gas stations and convenience stores.

SECTION 3. The City-County Council asks the Indiana General Assembly to address this issue by defining a "Grocery Store" in a manner that is consistent and provides for common understanding of criteria that clearly differentiates between those retail outlets that can and cannot legally sell liquor in the State of Indiana based on the definition of grocery.

SECTION 4. The City-County Council supports Indianapolis Neighborhoods as they pursue to protect the quality of life that every resident of Indianapolis deserves.

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

PROPOSAL NO. 28, 2003. In Councillor Langsford's absence, Councillor Coughenour reported that the Metropolitan Development Committee heard Proposal No. 28, 2003 on January 27, 2003. The proposal, sponsored by Councillors Talley, Smith, and Schneider, allows signs for special events of not-for-profit entities to be erected or posted for a temporary period of time on the property of the not-for-profit entity without an improvement location permit (02-AO-02) (Certified January 8, 2003). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Talley said that he would appreciate the support of fellow Councillors as he feels this is a very important issue.

Councillor Coonrod said that he had a constituent make a similar proposal earlier last year, and he would like to see a provision for signage on parks property, as well, and would like to amend the proposal to include parks land. Councillor Talley said that he believes before a change like that is made, the issue should be discussed more in-depth with the Departments of Parks and Metropolitan Development. Councillor Coonrod said this is probably correct and he therefore will not offer his amendment.

Councillor Coughenour moved, seconded by Councillor Talley, for adoption. Proposal No. 28, 2003 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Talley, Tilford
0 NAYS:
2 ABSENT: Langsford, Sanders

Proposal No. 28, 2003 was retitled GENERAL ORDINANCE NO. 1, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 2003

A GENERAL ORDINANCE amending Sec. 734-201 of the Revised Code concerning sign regulations.

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

SECTION 1. Sec. 734-201 of the "Revised Code of the Consolidated City and County" be, and is hereby, amended by inserting the underlined text to read as follows:

Sec. 734-201. Exempt signs.

(a) The following signs are permitted in any zoning district unless specifically limited to certain zoning districts in this section and are exempt from other provisions of this chapter, except the provisions for a clear sight area as noted in section 734-204(j). The area of such signs shall not be included in the calculation of the area of signs permitted for any parcel or use. The requirements for Improvement Location Permits (ILPs) shall not apply to certain of the signs specifically referenced in this section:

(b) Construction signs, project. One (1) construction sign per project construction site shall be permitted on each street frontage of the project, subject to the following:

(1) Maximum sign area. The construction sign shall not exceed:

- a. Sixty-four (64) square feet in area.
- b. Twenty (20) feet in height.

(2) Additional standards. Further, such signs shall:

- a. Not be erected until the applicable zoning and platting approvals have been obtained;
- b. Be confined to the site of construction;
- c. Meet the setback requirements for signs in the applicable district; and
- d. Be removed five (5) days after completion of construction and prior to occupancy.

An Improvement Location Permit (ILP) shall not be required if the provisions noted above are satisfied.

(c) Flags, emblems, or insignia of any nation, state or political subdivision shall be permitted, provided the setback requirements for signs in the applicable district are met. In addition, one (1) flag, displaying a corporate emblem, shall be permitted for each business not located in an integrated center. A flag displaying a corporate emblem, however, shall be included in the calculation of the maximum sign area permitted for freestanding signs for the site.

An Improvement Location Permit (ILP) shall not be required if the provisions noted above are satisfied.

(d) Garage sale signs are permitted provided there shall be only one (1) sign, not exceeding six (6) square feet in total surface area and four (4) feet in height for each lot. Such sign shall be located on the lot having the sale and not on or within any public right-of-way. In the case of corner lots, one (1) additional sign is permitted on the other street frontage of the lot, for a maximum of two (2) signs on the lot. Further, such sign(s) shall be permitted for no longer than two (2) days prior to the sale and be removed immediately after the sale is completed.

An ILP shall not be required if the provisions noted above are satisfied.

(e) Historic or commemorative plaques. An historic or commemorative plaque shall not exceed four (4) square feet. An ILP shall not be required if the provisions noted above are satisfied. Historic or commemorative plaques in excess of four (4) square feet shall be regulated and permitted as wall signs.

(f) Home improvement, home construction, home remodeling signs are permitted, provided there shall be only one (1) such sign not exceeding six (6) square feet in total surface area and four (4) feet in height for each lot. Such sign shall be located on the lot on which the described activity is occurring, shall not be located on or within any public right-of-way, and shall be displayed only while such work is actually occurring.

An ILP shall not be required if the provisions noted above are satisfied.

(g) House number and name plates. House numbers and name plates, each not exceeding two (2) square feet in area, are permitted for each residential unit or dwelling.

An ILP shall not be required if the provisions noted above are satisfied.

(h) House numbers and name plates in excess of two (2) square feet in area shall be regulated as wall signs.

(i) Interior signs. Signs located:

- (1) Within the interior of any building, or within an enclosed lobby or court of any building;
- (2) Located within the inner or outer lobby, court or entrance of any theatre, that are not viewable or intended to be viewable from the public right-of-way and do not qualify as "window signs" as herein defined, are permitted.

An ILP shall not be required if the provisions noted above are satisfied.

(j) Memorial signs or tablets. Memorial signs or tablets, names of buildings and date of erection when cut into any masonry surface or inlaid so as to be part of the building or when constructed of bronze or other incombustible material. Such signs shall not be located within any public right-of-way.

An ILP shall not be required if the provisions noted above are satisfied.

(k) Model home signs are permitted, provided there shall be only one (1) such sign not exceeding sixteen (16) square feet in total surface area and four (4) feet in height located on the street frontage of the lot containing the model home. Such sign shall:

- (1) Not be located on or within any public right-of-way or located on the model home building; and
- (2) Be removed immediately after the building no longer serves as a model home.

An ILP shall not be required if the provisions noted above are satisfied.

(l) Murals, defined as works of graphic art painted or applied to building walls, which contain no advertising, commercial messages, or logos.

An ILP shall not be required if the provisions noted above are satisfied, however, such murals are still subject to all requirements of any overlay district zoning which may apply.

(m) Noncommercial opinion sign, as defined in section 734-501 shall be permitted, in any dwelling district or for any legally established residence in any other zoning district, provided the following provisions are met:

Freestanding sign.

- (1) Number of signs per street frontage--One (1).
- (2) Maximum sign area--Six (6) square feet.
- (3) Maximum sign height--Four (4) feet.
- (4) Setback--Not within the public right-of-way, nor within the clear sight triangular area.

Window sign--Regulated per the applicable zoning district provisions pertaining to window signs.

Noncommercial opinion signs shall have no time limits.

An Improvement Location Permit (ILP) shall not be required if the provisions noted above are satisfied.

(n) Official signs authorized by a government or governmental subdivision which give traffic, directional, or warning information, and signs of public service companies indicating danger and aids to service or safety which are erected by, or on the order of, a public officer in the performance of their public duty. An ILP shall not be required if the provisions noted above are satisfied.

(o) Political signs. Political or campaign signs on behalf of candidates for public office or measures on election ballots are permitted for sixty (60) days prior to an election, and shall be removed within five (5) days after the election has been decided. Such sign shall not exceed six (6) square feet in total surface area and four (4) feet in height. No such sign shall be located on, within, or over the public right-of-way.

An ILP shall not be required if the provisions noted above are satisfied.

(p) Public notices. Official notices posted by public officers, employees or their agents in the performance of their duties, or as directed by such officers, employees or agents. An ILP shall not be required.

(q) Public signs. Signs required or specifically authorized for a public purpose by any law, statute or ordinance, or Administrator's approval; which may be of any type, number, area, height above grade, location or illumination required by the law, statute or ordinance under which the signs are erected.

Signs authorized by Administrator's approval shall:

- Not be applicable in any "protected district";
- Be preceded by a petition for approval to the hearing examiner of the Metropolitan Development Commission with notice given to each neighborhood organization whose boundaries include all or some part of the subject request, and, including with respect to any petitions within the regional center, notice to all registered neighborhood organizations whose boundaries include all or part of the regional center.

Provided, the Administrator may approve public signs to be located temporarily, for a period not to exceed sixty (60) days, within the Central Business District for purposes of promoting specific civic, sporting or special events, on condition that such signs be removed prior to the end of such period.

An ILP shall not be required.

(r) Real estate signs. Real estate signs announcing the sale or lease of that property by the owner or a real estate company shall be permitted, provided there shall be only one (1) sign for each lot, not exceeding:

- (1) Six (6) square feet in total surface area and four (4) feet in height (for all districts permitting single- or two-family residential development); or
- (2) Thirty-two (32) square feet in total surface area and four (4) feet in height (for any other zoning district).

Such sign shall be located on the lot for sale or lease and not on or within any public right-of-way.

Real estate signs shall not be directly illuminated and shall be removed within seven (7) days after the sale/lease/rental has been accomplished.

Real estate signs which remain on the site for no longer than one (1) year shall not be required to obtain an ILP; however, if such signs remain beyond the one-year period, an ILP shall be required, and such signs shall meet the requirements applicable to freestanding identification signs of the district.

Exceptions: In the case of a:

- (1) Corner lot, one (1) additional sign, with the same maximum dimensions, is permitted, for a maximum of two (2) signs on a corner lot.
- (2) Through lot, one (1) additional sign, with the same maximum dimensions, is permitted on a second street frontage, for a maximum of two (2) signs on a through lot.
- (3) Lot which abuts a water body or golf course, one (1) additional sign, with the same maximum dimensions, is permitted on the water or golf course frontage of the lot, for a maximum of two (2) signs on such a lot. This exception shall not apply if the water body is designated as a "greenway corridor" in the "Indianapolis Greenways Plan" adopted by the Metropolitan Development Commission (May, 1994).

An ILP shall not be required if the provisions noted above are satisfied.

(s) Real estate signs, temporary directional. Temporary directional real estate signs shall not exceed twenty (20) per subdivision with no more than five (5) signs per subdivision allowed on the same street, in the same direction.

The maximum number of temporary directional real estate signs at an intersection shall be twelve (12). The intersection, for purposes of this provision, is defined as an area within a one-hundred-foot radius of the intersecting center lines of two (2) or more streets.

Temporary directional real estate signs shall be placed at no less than two hundred (200) feet from any sign of the same subdivision and no closer than twenty (20) feet from another temporary directional real estate sign.

Further, temporary directional real estate signs shall be permitted only if:

- (1) They are limited to freestanding signs not to exceed eight (8) square feet in total area or four (4) feet square feet per sign face and shall not exceed forty (40) inches in height.
- (2) Signs shall not be placed before 5:00 p.m. on Friday and shall be removed by 7:00 a.m. on Monday. Signs shall be installed no earlier than 5:00 p.m. preceding any commonly recognized holiday and shall be removed by 7:00 a.m. the day following a holiday. All poles and stakes shall be completely removed.
- (3) Signs shall not be placed on private property without permission of the owner. Signs shall be placed at least six (6) feet from the pavement edge of the street (such pavement edge of the street includes the shoulder). Signs shall not touch or block any road marking signs, nor shall they be attached to utility poles, trees or natural features.

An ILP shall not be required if the provisions noted above are satisfied.

(t) Seasonal or holiday displays shall not be considered signs and shall not be regulated by these regulations, so long as they contain no commercial message, are primarily decorative in nature, and are clearly incidental and customarily and commonly associated with any national, local or religious holiday.

(u) Temporary signs for grand openings or city-recognized special events provided that the maximum sign area of each sign shall not exceed thirty-two (32) square feet. Temporary signs allowed under this subsection include pennants and banners.

- (1) Grand openings: Temporary signs for grand openings may be erected no more than ten (10) days prior to the grand opening and shall be removed no more than five (5) days after the event. In no case shall such signs remain on the premises for more than thirty (30) days.
- (2) City-recognized special events: Temporary signs for city-recognized special events may be erected throughout the year, however, the maximum number of days such signs may be displayed shall not exceed a total of thirty (30) days per year.

Such signs shall not be located on or within any public right-of-way.

An ILP shall not be required if the provisions noted above are satisfied.

(v) Tombstones. An ILP shall not be required.

(w) Works of art. Three-dimensional works of art (statuary, sculptures) and two-dimensional works of art (i.e., murals) that are clearly artistic in nature and which do not promote commercial interests are exempt from regulation under this chapter. An ILP shall not be required if the provisions noted above are satisfied.

(x) Incidental signs, other than directional, and parking and loading signs shall be permitted, subject to the following:

- (1) The maximum height of the sign shall not exceed four (4) feet.
- (2) The maximum sign surface area shall not exceed (1) square foot.
- (3) The sign shall be set back a minimum of ten (10) feet from the existing street right-of-way.

An ILP shall not be required if the provisions noted above are satisfied.

(y) Building outline lighting. Outlining of structural/architectural elements of buildings, such as roof lines, doors, windows or wall edges using neon, incandescent, or similar type of lighting in any commercial and industrial district shall not be considered a sign, nor regulated by this chapter. If however, such outline contains text or logos, such items shall be considered signs and regulated by this chapter according to their type and placement. Outlining of structural/architectural elements of buildings using neon, incandescent or similar type of lighting shall be prohibited in any protected district, and in no case shall it be permitted within six hundred (600) feet of a protected district. (See also section 734-202(k) for restrictions on other types of outline lighting.) In no case, however, shall such building outlining flash or be animated.

(z) Temporary signs, including pennants and banners, shall be allowed in SU-1, SU-2, SU-7 and SU-16 districts, without obtaining an ILP, provided that the signs do not exceed a size of thirty-six (36) by thirty-six (36) inches, subject to the following:

- (1) The temporary sign must be placed on the property of the owner of the sign and no more than one (1) temporary sign for each public street frontage may be placed on a lot.
- (2) Temporary signs may not be posted for more than twenty eight (28) hours.
- (3) No sign may be erected or posted in a public right-of-way.
- (4) No sign may be posted more than four (4) times in any thirty (30) day period.

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

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or 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.

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 595-605, 2002 on January 23, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 595, 2002. The proposal, sponsored by Councillor McWhirter, authorizes a multi-way stop at Koefoot Drive and Thousand Oaks Lane (District 18). PROPOSAL NO. 596, 2002. The proposal, sponsored by Councillor Cockrum, authorizes a multi-way stop at Paddock Road and Ralston Road (District 19). PROPOSAL NO. 597, 2002. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Iowa Street and Orleans Street (District 21). PROPOSAL NO. 598, 2002. The proposal, sponsored by Councillor Coughenour, authorizes a multi-way stop at Epler Avenue and Linwood Avenue (District 24). PROPOSAL NO. 599, 2002. The proposal, sponsored by Councillor Bainbridge, authorizes intersection controls for Mac Arthur Lane and Suburban Drive (District 8). PROPOSAL NO. 600, 2002. The proposal, sponsored by Councillor Douglas, authorizes a change in the intersection controls at 35th Street and Manor Court (District 10). PROPOSAL NO. 601, 2002. The proposal, sponsored by Councillor Moriarty Adams, authorizes a change in the intersection controls at 19th Street and Bancroft Street (District 15). PROPOSAL NO. 602, 2002. The proposal, sponsored by Councillor Gray, authorizes intersection controls at 65th Street and Bettcher Avenue (District 9). PROPOSAL NO. 603, 2002. The proposal, sponsored by Councillor Brents, authorizes a change in parking restrictions on Vermont Street from West Street to Toledo Street (District 16). PROPOSAL NO. 604, 2002. The proposal, sponsored by Councillor Brents, authorizes metered parking on Walnut Street between Delaware Street and Hudson Street (District 16). PROPOSAL NO. 605, 2002. The proposal, sponsored by Councillor Soards, authorizes a reduction in the speed limit on Kissel Road from Lafayette Road to 96th Street (District 1). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 595-605, 2002 were adopted on the following roll call vote; viz:

February 3, 2003

25 YEAS: Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Massie, McWhirter, Moriarty Adams, Nytes, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

2 NOT VOTING: Black, Talley

2 ABSENT: Langsford, Sanders

Proposal No. 604, 2002 was retitled GENERAL ORDINANCE NO. 2, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-126, Parking time restricted on designated days; Sec. 621-121, Parking prohibited at all times on certain streets; and Sec. 621-202, Parking meter zones designated.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-126, Parking time restricted on designated days, be and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR PARKING
ON ANY DAY EXCEPT SUNDAY
From 7:00 a.m. to 6:00 p.m.

Walnut Street, on the north side, from Delaware Street to Talbot Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Walnut Street, on the south side, from Delaware Street to Alabama Street

Walnut Street, on the north side, from Pennsylvania Street to Fort Wayne Avenue

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Walnut Street, on both sides, from Delaware Street to Hudson Street

SECTION 4. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Walnut Street, on the north side, from Pennsylvania Street to Talbott Avenue

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

Proposal No. 595, 2002 was retitled GENERAL ORDINANCE NO. 3, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Koefoot Dr Thousand Oaks Ln	Thousand Oaks Ln	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Koefoot Dr Thousand Oaks Ln	None	All Way Stop

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

Proposal No. 596, 2002 was retitled GENERAL ORDINANCE NO. 4, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 4, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
43	Paddock Rd Ralston Rd	Paddock Rd	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
43	Paddock Rd Ralston Rd	None	All Way Stop

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

Proposal No. 597, 2002 was retitled GENERAL ORDINANCE NO. 5, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 5, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

February 3, 2003

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Iowa St Orleans St	Iowa St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Iowa St Orleans St	None	All Way Stop

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

Proposal No. 598, 2002 was retitled GENERAL ORDINANCE NO. 6, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 6, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Epler Av Linwood Av	Epler Av	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Epler Av Linwood Av	None	All Way Stop

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

Proposal No. 599, 2002 was retitled GENERAL ORDINANCE NO. 7, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 7, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Mac Arthur Ln Suburban Dr	Suburban Dr	Yield

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Mac Arthur Ln Suburban Dr	Suburban Dr	Stop

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

Proposal No. 600, 2002 was retitled GENERAL ORDINANCE NO. 8, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 8, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	Manor Ct 35 th St	Manor Ct	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	Manor Ct 35 th St	35 th St	Stop

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

Proposal No. 601, 2002 was retitled GENERAL ORDINANCE NO. 9, 2003, and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 9, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
26	19 th St Bancroft St	Bancroft St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	19 th St Bancroft St	19 th St	Stop

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

Proposal No. 602, 2002 was retitled GENERAL ORDINANCE NO. 10, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 10, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10	65 th St Bettcher Av	65 th St	Stop

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

Proposal No. 603, 2002 was retitled GENERAL ORDINANCE NO. 11, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 11, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Vermont Street, on both sides, from West Street to Toledo Street

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

Proposal No. 605, 2002 was retitled GENERAL ORDINANCE NO. 12, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 12, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-323, Alteration of prima facie speed limits.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-323, Alteration of prima facie speed limits, be and the same is hereby amended by the deletion of the following, to wit:

40 MPH

Kissel Road between Lafayette Road and 96th Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-323, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

35 MPH

Kissel Road between Lafayette Road and 96th Street

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

NEW BUSINESS

Councillor Coughenour asked Council members and audience members to observe a moment of silence for those lost in the Columbia Space Shuttle accident this weekend. She asked members to say a silent prayer for the family and friends of the crew that lost their lives.

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 Borst in memory of Karen Lunn and Bernard "Bernie" Steeb; and
- (2) Councillors Horseman and Sanders in memory of Marvin A. Poore; and
- (3) Councillor Moriarty Adams in memory of John C. Barnett and Samuel Throckmorton;
- (4) Councillor Frick in memory of Ethan Aloysius Gonzaga Kaufman; and
- (5) Councillors Horseman, Conley, Gibson, and Sanders in memory of David Gibson; and
- (6) Councillor Talley in memory of Timothene Parks; and

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- (7) Councillor Knox in memory of Leroy Martin, Jr.; and
- (8) Councillor Horseman in memory of Kenneth Norman.

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 Karen Lunn, Bernard "Bernie" Steeb, Marvin A. Poore, John C. Barnett, Samuel Throckmorton, Ethan Aloysius Gonzaga Kaufman, David Gibson, Timothene Parks, Leroy Martin, Jr., and Kenneth Norman. 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 8:12 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 3rd day of February, 2003.

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)