

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

**REGULAR MEETINGS
MONDAY, JUNE 5, 1989**

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 7:00 p.m. on Monday, June 5, 1989, with Councillor SerVaas presiding.

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

ROLL CALL

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

29 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Moriarty introduced her parents, Mr. and Mrs. Patrick Moriarty.

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:

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You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, June 5, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

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

May 17, 1989

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Tuesday, May 23, 1989, a copy of LEGAL NOTICE regarding General Ordinance No. 38, 1989.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

May 23, 1989

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, May 25, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 292, 294, 296 and 306 1989, to be held on Monday, June 5, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

May 26, 1989

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

June 5, 1989

FISCAL ORDINANCE NO. 51, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Seventy-five Thousand Dollars (\$375,000) in the City General Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 52, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Development Services Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 53, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Nine Thousand Dollars (\$9,000) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

FISCAL ORDINANCE NO. 54, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fourteen Thousand Eight Hundred Ninety Dollars (\$14,890) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

FISCAL ORDINANCE NO. 55, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Thirty Thousand and Fifty-six Dollars (\$30,056) in the State and Federal Grant Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for the Forensic Services Agency.

FISCAL ORDINANCE NO. 56, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Thousand Five Hundred Forty-one Dollars (\$2,541) in the County Corrections Fund for purposes of the Forensic Services Agency and reducing certain other appropriations from the Presiding Judge of the Municipal Court.

FISCAL ORDINANCE NO. 57, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Eight Hundred Ninety-one Dollars (\$1,891) in the State and Federal Grant Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 58, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Ninety-seven Thousand Seven Hundred Twenty-eight Dollars (\$97,728) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 59, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand One Hundred Dollars (\$1,100) in the County Corrections Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

GENERAL ORDINANCE NO. 43, 1989, amending Chapter 10 of the "Code of Indianapolis and Marion County, Indiana", by authorizing the Metropolitan Emergency Communications Agency Board to exercise certain powers with respect to the implementation and maintenance of an Enhanced 9-1-1 emergency telephone service in Marion County.

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GENERAL ORDINANCE NO. 44, 1989, to impose a monthly enhanced emergency telephone system fee for each exchange access facility used in Marion County, and amending the "Code of Indianapolis and Marion County, Indiana".

GENERAL ORDINANCE NO. 45, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 27-110, Exceptions, to expand automatic lawn watering adjustment to two additional months.

SPECIAL ORDINANCE NO. 10, 1989, authorizing the remarketing of a portion of the bonds originally issued in the aggregate principal amount of \$12,245,000 for Westside Christian Retirement Village, Inc. (the "Original Owner") dated September 1, 1980, and approving and authorizing other actions in respect thereto.

GENERAL RESOLUTION NO. 5, 1989, authorizing the Marion County Community Corrections Agency ("Agency") to contract with Hitek Community Control Corp. for the purchase of a passive system of electronic monitoring devices in conjunction with the Agency's home detention program.

SPECIAL RESOLUTION NO. 32, 1989, honoring the 500 Gordon Pipers, Inc.

SPECIAL RESOLUTION NO. 33, 1989, memorializing Phillip L. Bayt.

Respectfully submitted,
s/William H. Hudnut, III
William H. Hudnut, III

ADOPTION OF THE AGENDA

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

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of May 22, 1989. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 316, 1989. This proposal honors Louis M. Profeta and John F. Moriarty. Medical student Profeta and firefighter Moriarty administered emergency medical treatment to five-year-old Erin Bower when she was injured when a bomb exploded at a K Mart store. Councillor Golc read the resolution and Councillor Moriarty presented framed documents to Messrs. Profeta and Moriarty and both of them expressed their appreciation for the recognition. Mr. and Mrs. Bower joined the Council in thanking the two men. Councillor Golc moved, seconded by Councillor Moriarty, for adoption. Proposal No. 316, 1989, was adopted by unanimous voice vote.

Proposal No. 316, 1989, was retitled SPECIAL RESOLUTION NO. 34, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION 34, 1989

A SPECIAL RESOLUTION honoring Louis M. Profeta and John F. Moriarty.

June 5, 1989

WHEREAS, tragedies can sometimes produce countervailing positive actions as was demonstrated by medical student Louis M. Profeta and off-duty fireman John F. Moriarty moments after a five-year-old girl, Erin Bower, was seriously injured by a bomb explosion in a retail store on April 17, 1989; and

WHEREAS, Profeta and Moriarty immediately responded by teaming up to administer emergency medical treatment to aid the stricken child, including an attempt to preserve the girl's severed fingers; 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, on behalf of the citizens of this community, thank and honor Louis M. Profeta and John F. Moriarty for their humanitarian and professional actions on April 17, 1989 as they applied emergency medical treatment to an injured child after a bomb explosion.

SECTION 2. Our hearts and prayers are for the injured girl, Erin Bower; our gratitude is for Louis Profeta and John Moriarty whose training and willingness to volunteer in this emergency situation helped alleviate the suffering of a fellow human being.

SECTION 3. The Council also commends the Washington Township Fire Department, the Marion County Sheriff's Department, the Life Line helicopter personnel and the people of Methodist Hospital who also assisted in this emergency situation.

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

PROPOSAL NO. 329, 1989. This proposal honors Southport Middle School of the Metropolitan School District, Perry Township. Councillor Borst read the resolution and presented a framed document to Hal Cole, principal of Southport Middle School, who expressed his appreciation for the recognition. Councillor Borst moved, seconded by Councillor Howard, for adoption. Proposal No. 329, 1989, was adopted by unanimous voice vote.

Proposal No. 329, 1989, was retitled SPECIAL RESOLUTION NO. 35, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 35, 1989

A SPECIAL RESOLUTION honoring Southport Middle School of the Metropolitan School District, Perry Township.

WHEREAS, Southport Middle School was recognized by the United States Department of Education as one of the 1988 "Schools of Recognition," signifying that the school is one of the nation's best schools; and

WHEREAS, Southport Middle School was one of only two-hundred and eighteen schools nationwide receiving this honor; and

WHEREAS, Southport Middle School received this honor due to a faculty and staff dedicated to providing the best quality education, as well as quality students determined to grow educationally and socially; now, therefore:

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

SECTION 1. The City-County Council recognizes the faculty, staff, students and parents of Southport Middle School for being designated as a "School of Recognition."

SECTION 2. The City-County Council commends Southport Middle School as a student-centered school.

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

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

Proposal No. 297, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 297, 1989, on May 30, 1989. The proposal approves the Mayor's appointment of Paula Parker-Sawyers as Deputy Mayor for a term ending December 31, 1989. By a 7-0 vote, the Committee reported the proposal to the Council

with the recommendation that it do pass. Mrs. Parker-Sawyers thanked the Council for their support. Proposal No. 297, 1989, was adopted by unanimous voice vote.

Proposal No. 297, 1989, was retitled SPECIAL RESOLUTION NO. 36, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 36, 1989

A SPECIAL RESOLUTION approving the Mayor's appointment of Paula Parker-Sawyers as Deputy Mayor for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-143 of the "Code of Indianapolis and Marion County, Indiana," mayoral appointments of Deputy Mayors are 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 Paula Parker-Sawyers to serve as deputy mayor at his pleasure for a term ending December 31, 1989; now, therefore:

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

SECTION 1. Paula Parker-Sawyers is approved and confirmed by the City-County Council as Deputy Mayor of the City of Indianapolis for a term ending December 31, 1989, to serve at the pleasure of the Mayor.

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

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 307, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the leasing of 2,500 sq. ft. of office space from Perry Township for the Perry Township Assessor"; and the President referred it to the Administration Committee.

PROPOSAL NO. 308, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Gloria Blackman to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 309, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$7,000 for the Warren Township Assessor for contractual services accrued by reassessment"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 310, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the Community Corrections Advisory Board's professional services contract with Volunteers of America to provide a residential community corrections program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 311, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving Board of Public Works' Resolution permitting write-off of uncollectible accounts"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 312, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code

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by authorizing a 4-way stop at Tuxedo and 61st Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 313, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at Indianola Avenue and 49th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 314, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at Boulevard Place and 34th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 315, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION concerning East Market Street repairs"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 317 - 328, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 17, 1989". The Council did not schedule Proposal Nos. 317 - 328, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 317 - 328, 1989, were retitled REZONING ORDINANCE NOS. 103 - 114, 1989, and are identified as follows:

REZONING ORDINANCE NO. 103, 1989. 89-Z-49 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 24
2420 EAST STOP ELEVEN ROAD, INDIANAPOLIS.

STOP 11 ROAD LIMITED PARTNERSHIP, by Thomas Michael Quinn, requests the rezoning of 6.00 acres, being in the C-S district, to the C-S classification to provide for retail uses in Building N, as described in Section 2.09, 9(17) of the Commercial Zoning Ordinance, which generate light automobile traffic, and office-warehouse uses as permitted in petition 85-Z-224.

REZONING ORDINANCE NO. 104, 1989. 89-Z-54 (89-DP-5) PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
1605 EAST STOP ELEVEN ROAD, INDIANAPOLIS.

THE PINNACLE GROUP, INC., by Michael C. Cook, requests the rezoning of 15.64 acres, being in the A-2 district, to the D-P classification to provide for residential development.

REZONING ORDINANCE NO. 105, 1989. 89-Z-70A (AMENDED) PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
6202 GEORGETOWN ROAD, INDIANAPOLIS.

VENTURA HOMES, INC., by Philip C. Thrasher, requests the rezoning of 29.9 acres, being in the A-2 district, to the D-3 classification to provide for a single-family residential development.

REZONING ORDINANCE NO. 106, 1989. 89-A-70B (AMENDED) PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
6202 GEORGETOWN ROAD, INDIANAPOLIS.

VENTURA HOMES, INC., by Philip C. Thrasher, requests the rezoning of 57.6 acres, being in the A-2 district, to the D-4 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 107, 1989. 89-Z-78 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 9
245 WEST 38TH STREET, INDIANAPOLIS.

H. CLAY AND MARITA CONNER, D/B/A TOUCHSTONE MANAGEMENT, INC., request the rezoning of 0.25 acre, being in the D-5 district, to the D-8 classification to conform zoning to its use as an apartment building with a paved parking area.

REZONING ORDINANCE NO. 108, 1989. 89-Z-83 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18
1237 SOUTH HIGH SCHOOL ROAD, INDIANAPOLIS.

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THE INDALYN COMPANY requests the rezoning of 1.02 acres, being in the SU-9 district, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 109, 1989. 89-Z-84A (AMENDED) WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 15
1201 NORTH ARLINGTON AVENUE, INDIANAPOLIS.
ARLINGTON PROFESSIONAL BUILDING, INC. AND ARLINGTON PROFESSIONAL COMPLEX, INC.
AND J.A.P.C.O., AN INDIANA GENERAL PARTNERSHIP, by Raymond Good, request the rezoning of 1.00 acre, being in the D-5 district, to the C-1 classification to conform zoning to its use.

REZONING ORDINANCE NO. 110, 1989. 89-Z-84B (AMENDED) WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 15
1213 & 1303 NORTH ARLINGTON AVENUE, INDIANAPOLIS.
ARLINGTON PROFESSIONAL BUILDING, INC. AND ARLINGTON PROFESSIONAL COMPLEX, INC.
AND J.A.P.C.O., AN INDIANA GENERAL PARTNERSHIP, by Raymond Good, request the rezoning of 5.00 acres, being in the D-5 district, to the C-1 classification to conform zoning to its use.

REZONING ORDINANCE NO. 111, 1989. 89-Z-85 (AMENDED) FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
5250 EAST THOMPSON ROAD, INDIANAPOLIS.
LOUIS L. DARKO, by Stephen D. Mears, requests the rezoning of 6.19 acres, being in the A-2 district, to the C-3 classification to provide for retail development.

REZONING ORDINANCE NO. 112, 1989. 89-Z-94A PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
6410 WEST 86TH STREET, INDIANAPOLIS.
SCM REAL ESTATE DEVELOPMENT CORPORATION, by Phillip J. Stoffregen, requests the rezoning of 82.12 acres, being in the A-2 district, to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 113, 1989. 89-Z-94B PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
6410 WEST 86TH STREET, INDIANAPOLIS.
SCM REAL ESTATE DEVELOPMENT CORPORATION, by Phillip J. Stoffregen, requests the rezoning of 18.3 acres being in the A-2 and D-1 district, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 114, 1989. 89-Z-94C PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
6410 WEST 86TH STREET, INDIANAPOLIS.
SCM REAL ESTATE DEVELOPMENT CORPORATION, by Phillip J. Stoffregen, requests the rezoning of 28.8 acres, being in the A-2 district, to the D-6 II classification to provide for residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 306, 1989. This proposal is a rezoning ordinance for Center Township, Councilmanic District 16, 2411 North Illinois Street. Councillor West stated that the petitioner in Rezoning Docket 89-Z-93 (City-County Proposal No. 306, 1989) has consented to the extension of the final action date on such petition, pursuant to IC 36-7-4-608 (c)(3). Councillor West moved, seconded by Councillor Curry, that the City-County Council: (a) extend the final action date for Proposal No. 306, 1989, until June 19, 1989; and (b) postpone the public hearing on said proposal until the Council's regular meeting on such date. Proposal No. 306, 1989, was postponed until June 19, 1989 by consent.

PROPOSAL NO. 292, 1989. This proposal appropriates \$75,000 for the Department of Administration, Office of the Director, to pay legal fees for pending litigation concerning cable franchises. Councillor Rhodes requested that Proposal No. 292, 1989, be postponed until June 19, 1989. Proposal No. 292, 1989, was postponed until June 19, 1989 by consent.

PROPOSAL NO. 294, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 294, 1989, on May 24, 1989. The proposal appropriates \$667,097 for the Community Corrections Agency for the state

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grant for the fiscal year 1989-1990. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:30 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 294, 1989, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader, West, Williams*
0 NAYS
2 NOT VOTING: *Schneider, Shaw*

Proposal No. 294, 1989, was retitled FISCAL ORDINANCE NO. 60, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Hundred Sixty-seven Thousand Ninety-seven Dollars (\$667,097) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant 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 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to receive the appropriation of the state grant for fiscal year 1989-1990.

SECTION 2. The sum of Six Hundred Sixty-seven Thousand Ninety-seven Dollars (\$667,097) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY COMMUNITY
CORRECTIONS AGENCY

1. Personal Services
 2. Supplies
 3. Other Services & Charges
 4. Capital Outlay
- TOTAL INCREASE

STATE AND FEDERAL GRANT FUND

\$275,849
13,500
377,098
650
\$667,097

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

Unappropriated and Unencumbered
State and Federal Grant Fund
TOTAL REDUCTION

STATE AND FEDERAL GRANT FUND

\$667,097
\$667,097

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

PROPOSAL NO. 296, 1989. This proposal appropriates \$52,528 for the Superior Court, General Term Reporter, IV-D Court to remodel, expand and furnish the Title IV-D Court and to add one more bailiff. Councillor Dowden requested that Proposal No. 296, 1989, be postponed until July 10, 1989. Proposal No. 296, 1989, was postponed until July 10, 1989 by consent.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 267, 1989. This proposal appropriates \$181,849 to the Clerk of the Circuit Court to provide personnel, postage, forms and printing to comply with duties currently being performed by Municipal Court staff. Proposal No. 267, 1989, was tabled in Council by consent on May 22, 1989, and Councillor Dowden requested that no action be taken on Proposal No. 267, 1989.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 269, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 269, 1989, on June 1, 1989. The proposal approves certain public purpose grants for support of the arts. By a 3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Irvin moved, seconded by Councillor Howard, for adoption. Proposal No. 269, 1989, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Boyd, Brooks, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Strader, West, Williams

7 NAYS: Clark, Cottingham, Dowden, Durnil, Giffin, Ruhmkorff, Schneider

Proposal No. 269, 1989, was retitled GENERAL RESOLUTION NO. 6, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 6, 1989

A GENERAL RESOLUTION approving certain public purpose grants for support of the arts.

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

SECTION 1. The following grants totaling \$623,296 approved by Special Resolution No. 7, 1989 of the Board of Parks and Recreation, for support of the arts are approved for the following organizations in the amounts set opposite their respective names:

Indianapolis Symphony Orchestra	\$124,095
Indianapolis Museum of Art	124,095
The Children's Museum	124,095
Indiana Repertory Theatre	66,214
Indianapolis Ballet Theatre	37,274
Indianapolis Opera	37,274
Channel 20, WFYI	37,274
Cathedral Arts, Inc.	19,358
Indianapolis Civic Theatre	17,594
Indianapolis Art League	13,845
Dance Kaleidoscope	11,640
Indianapolis Shakespeare Festival	\$10,538
Total	\$623,296

SECTION 2. This resolution is adopted in satisfaction of the requirements of Sec 4.01(b) of the Annual Budget for 1989, Fiscal Ordinance No. 93, 1988.

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

PROPOSAL NO. 273, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 273, 1989, on May 31, 1989. The proposal authorizes MECA to proceed with design and implementation of a county-

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wide emergency communications system. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden stated that the needs assessment study prepared by Coopers & Lybrand has been accepted and approved by the Metropolitan Emergency Communications Agency Board and the Public Safety and Criminal Justice Committee. Proposal No. 273, 1989 resolves that MECA should:

- 1) undertake steps to proceed with the design, preparation for, and implementation of a county-wide emergency communications system ("System");
- 2) utilize the recommendations in the needs assessment conducted by Coopers & Lybrand as a basis for proceeding with such a communications system;
- 3) expeditiously proceed with the System design and development of plans and coordinate with the Council on all public hearings;
- 4) promptly undertake all public bidding required by statute to acquire the remaining components of the System after final approval of the plans according to IC 36-8-15 et seq.; and
- 5) write the contract(s) relating to the System addressing the responsibility for failures by the System, systems integration, acceptance testing to the System specifications and System interface functional requirements, warranty coverage, and remedies.

Councillor Borst stated that he will vote against Proposal No. 273, 1989, because (1) there never was a presentation on this System to the Committee, and (2) there are no plans on how to fund it. He reminded the Council that the taxpayers were promised that there will be no tax increase and no new taxes for at least three years.

President SerVaas passed the gavel to Councillor West.

Councillor SerVaas stated that in his opinion safeguards have been built into Proposal No. 273, 1989, to the effect that the contracts will address the responsibility for failures by the System and that the Council will be a part of all ongoing planning with the coordination of public hearings with MECA.

Mr. West returned the gavel to President SerVaas.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 273, 1989, was adopted on the following roll call vote; viz:

28 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams
1 NAY: Borst

Proposal No. 273, 1989, was retitled SPECIAL RESOLUTION NO. 37, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 1989

A SPECIAL RESOLUTION authorizing the Metropolitan Emergency Communications Agency ("MECA") to proceed with design and implementation of a county-wide emergency communications system.

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WHEREAS, MECA contracted with a consultant (Coopers & Lybrand) to conduct an assessment of the communications needs of the various public safety entities within Marion County ("needs assessment"); and

WHEREAS, Coopers & Lybrand will present a detailed report of such needs assessment to the City-County Council; and

WHEREAS, the purpose of such needs assessment was to establish a basis for proceeding with the design and implementation of a county-wide emergency communications system; and

WHEREAS, MECA is authorized to coordinate activities to ensure compatibility of public safety communications and computer systems within Marion County and to finance, purchase, contract for, acquire, lease, construct, equip, erect, upgrade, install and maintain public safety communications and computer facilities therein; and

WHEREAS, MECA is prepared to proceed with design and implementation of a county-wide emergency communications system based on the needs assessment; and

WHEREAS, it is in the best interest of the residents of Marion County for MECA to expeditiously move forward with development of a county-wide emergency communications system; now, therefore:

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

SECTION 1. The Council hereby determines that MECA should undertake steps to proceed with the design, preparation for, and implementation of a county-wide emergency communications system ("System").

SECTION 2. The Council further determines that MECA should ~~implement~~ utilize the recommendations in the needs assessment conducted by Coopers & Lybrand as a basis for proceeding with the design and implementation of such a county-wide emergency communications system.

~~SECTION 3. The Council further determines that MECA should enter into negotiations with a consultant or consultants to oversee system design and development of specifications through implementation.~~

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

PROPOSAL NO. 295, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 295, 1989, on May 24, 1989. The proposal transfers and appropriates \$1,824 for the Community Corrections Agency to cover the overtime pay for an employee who has resigned. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 295, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Cottingham, Gilmer, Irvin*

Proposal No. 295, 1989, was retitled FISCAL ORDINANCE NO. 61, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Eight Hundred Twenty-four Dollars (\$1,824) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

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 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and

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reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to cover severance pay for an employee who has resigned effective June 2, 1989.

SECTION 2. The sum of One Thousand Eight Hundred Twenty-four Dollars (\$1,824) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY COMMUNITY CORRECTIONS AGENCY	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$1,824
TOTAL INCREASE	\$1,824

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

MARION COUNTY COMMUNITY CORRECTIONS AGENCY	<u>STATE AND FEDERAL GRANT FUND</u>
2. Supplies	\$1,824
TOTAL REDUCTION	\$1,824

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

NEW BUSINESS

Councillor Dowden asked that Proposal Nos. 255 and 256, 1989 be stricken. Consent was given to strike Proposal Nos. 255 and 256, 1989.

ANNOUNCEMENTS AND ADJOURNMENT

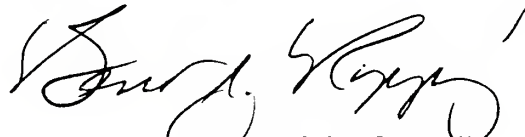
There being no further business, upon motion duly made and seconded, the meeting adjourned at 7:50 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 5th day of June, 1989.

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)