

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

**REGULAR MEETINGS  
MONDAY, JANUARY 12, 2009**

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 7:04 p.m. on Monday, January 12, 2009, with Councillor Cockrum presiding.

Councillor Scales introduced Pastor John Gable, Tabernacle Presbyterian Church, who led the opening prayer. Councillor Scales then invited all present to join her 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: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy, Vaughn*  
*0 ABSENT:*

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

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Cain recognized Councillor Day's husband, Harold, and Councillor McHenry's husband, Fred. Councillor Pfisterer recognized Speedway resident Scott Harris. Councillor Brown recognized Warren Township resident Charles Staples. Councillor McQuillen recognized Joyce Liddell, president of Transit Union Local 1070.

**ORGANIZATION OF COUNCIL  
Selection of Temporary Presiding Officer**

President Cockrum asked for consent to appoint Robert G. Elrod, Parliamentarian, as the temporary chairman of the meeting. Consent was given. The President passed the gavel to Mr. Elrod.

### **Election of Officers**

Mr. Elrod opened the floor for nominations for President of the Council. Councillor Lutz nominated Councillor Cockrum for President. Councillor Pfisterer seconded the nomination. Councillor Gray nominated Councillor Nytes for President. Councillor Mansfield seconded the nomination. Councillor Plowman moved, seconded by Councillor Gray, to close nominations. Nominations were closed by a unanimous voice vote. Mr. Elrod stated that a green “yea” vote will signify a vote for Councillor Cockrum, and a red “nay” vote will signify a vote for Councillor Nytes. Councillor Cockrum was elected as President of the Council on the following roll call vote; viz:

*15 YEAS: Cain, Cardwell, Coleman, Day, Hunter, Lutz, Malone, McHenry, McQuillen, Pfisterer, Plowman, Scales, Smith, Speedy, Vaughn*  
*13 NAYS: Bateman, Brown, Evans, Gray, Lewis, Mahern (B), Mahern (D), Mansfield, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Sanders*  
*1 NOT VOTING: Cockrum*

Mr. Elrod opened the floor for nominations for Vice President of the Council. Councillor Hunter nominated Councillor Vaughn for Vice President. Councillor Smith seconded the nomination. Councillor Brown nominated Councillor Coleman for Vice President. Councillor Gray seconded the nomination. Councillor Coleman declined the nomination. Councillor Brown nominated Councillor Malone for Vice President. Councillor Gray seconded the motion. Councillor Malone declined the nomination. Councillor Brown nominated Councillor Nytes for Vice President. Councillor Gray seconded the nomination. Councillor Plowman moved, seconded by Councillor McQuillen, to close nominations. Nominations were closed by a unanimous voice vote. Mr. Elrod stated that a green “yea” vote will signify a vote for Councillor Vaughn, and a red “nay” vote will signify a vote for Councillor Nytes. Councillor Vaughn was elected as Vice President of the Council on the following roll call vote; viz:

*16 YEAS: Cain, Cardwell, Cockrum, Coleman, Day, Hunter, Lutz, Malone, McHenry, McQuillen, Pfisterer, Plowman, Scales, Smith, Speedy, Vaughn*  
*13 NAYS: Bateman, Brown, Evans, Gray, Lewis, Mahern (B), Mahern (D), Mansfield, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Sanders*

Mr. Elrod opened the floor for nominations for Clerk of the Council. Councillor Cain nominated Melissa Thompson for Clerk of the Council. Councillor Pfisterer seconded the nomination. Councillor Vaughn moved, seconded by Councillor Plowman, to close nominations. Nominations were closed by a voice vote, thereby electing Melissa Thompson as Clerk of the Council.

### **Certification of Caucus Leaders**

Melissa Thompson, Clerk of the Council, stated that she has certifications that Councillor Plowman has been selected as leader of the Republican Caucus, and Councillor Sanders has been selected as leader of the Democratic Caucus.

Mr. Elrod returned the gavel to President Cockrum.

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### Reappointment of Senior Staff

President Cockrum called for consent to reappoint senior staff members, Robert G. Elrod (General Counsel), James Steele (Chief Financial Officer), and Angela Gonzalez (Assistant Clerk). Councillor Gray asked for a recorded vote on the reappointment of General Counsel. Robert G. Elrod was reappointed as General Counsel on the following roll call vote; viz:

*21 YEAS: Cain, Cardwell, Cockrum, Coleman, Day, Hunter, Lewis, Lutz, Mahern (D), Malone, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Scales, Smith, Speedy, Vaughn*  
*8 NAYS: Bateman, Brown, Evans, Gray, Mahern (B), Mansfield, Minton-McNeill, Sanders*

Chief Financial Officer James Steele and Assistant Clerk Angela Gonzalez were reappointed by a voice vote.

### OFFICIAL COMMUNICATIONS

President Cockrum stated that the Committee on Committees met this evening and made several new committee assignments, of which all Councillors should have a list.

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, January 12, 2009, 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/Bob Cockrum  
President, City-County Council

December 10, 2008

TO PRESIDENT COCKRUM 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, Melissa Thompson, the following ordinances:

FISCAL ORDINANCE NO. 80, 2008 – approves a transfer of \$256,000 in the 2008 Budget of the Marion County Election Board (County General Fund) to fund increased costs for additional human resources to process absentee ballots during the November 4, 2008 General election, financed by transfers from the Marion County Clerk and Marion Superior Court

FISCAL ORDINANCE NO. 81, 2008 – approves a transfer of \$556,000 in the 2008 Budget of the Office of Finance and Management to pay for financial audits of Marion County, financed by transfers from Internal Audit, Office of Corporation Counsel, Department of Administration and Equal Opportunity and the City-County Council

FISCAL ORDINANCE NO. 82, 2008 – approves an appropriation of \$4,250,000 in the 2008 Budget of the Division of Family and Children (Family and Children Services Fund) to fund contractual services for child welfare services and programs for the remainder of 2008

FISCAL ORDINANCE NO. 83, 2008 – approves an appropriation of \$38,728 in the 2008 Budget of the Marion County Justice Agency (Law Enforcement Equitable Share Fund) to fund storage expenses of seized

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evidence, courtroom equipment, laptops and computers for investigation and prosecution by the Prosecutor's Forfeiture Unit

FISCAL ORDINANCE NO. 86, 2008 – approves a transfer of \$37,900 in the 2008 Budget of Voter Registration (County General Fund) to pay for increased human resources costs incurred as a result of the November 4, 2008 General Election

FISCAL ORDINANCE NO. 87, 2008 – approves a transfer of \$2,500 in the 2008 Budget of the Cooperative Extension Service (County General Fund) to pay for projected personal services for the remainder of 2008

FISCAL ORDINANCE NO. 90, 2008 – approves a transfer of \$100,000 in the 2008 Budget of the Marion County Guardian Home (County General Fund) to provide for increased utility and food service expenses for the remainder of the year

FISCAL ORDINANCE NO. 91, 2008 - approves a transfer of \$355,000 in the 2008 Budget of the Department of Parks and Recreation (Parks General Fund) to fund increased utility costs, tax anticipation warrant interest and fleet services expenses

FISCAL ORDINANCE NO. 92, 2008 – approves a transfer of \$10,000 in the 2008 Budget of the Department of Public Safety, Emergency Management Division (City Cumulative Capital Fund) to pay for emergency lights and other supplies needed for three emergency response vehicles

FISCAL ORDINANCE NO. 94, 2008 – approves a transfer of \$869,460 in the 2008 Budget of the Department of Public Works (Non-Lapsing Federal and State Grants, Federal and State Grants, and Consolidated County Funds) to place grant funding in the appropriate categories to properly account for expenses associated with the Clean Air, Retrofitting, and Hazardous Waste programs

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 5, 2008 – approves a transfer and an appropriation of \$1,557,078 in the 2008 Budget of the Indianapolis Metropolitan Police Department (IMPD General, State Law Enforcement and City Cumulative Capital Improvement Funds) to pay for vehicle fuels and maintenance, emergency lights, computer mounting brackets, and other required accessories for new police cars and to move security cameras to the Monon Trail

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2008 - approves a transfer of \$3,729,452 in the 2008 Budget of the Indianapolis Fire Department (Fire General, Consolidated County and Federal Grant Funds) to pay for overtime costs for firefighters and emergency medical personnel, fuel and maintenance for vehicles, and contractual and overtime expenses incurred when Task Force One was deployed to Hurricane Ike

GENERAL ORDINANCE NO. 93, 2008 - amends the Code to reduce the salaries for elected township assessors whose responsibilities were transferred to the county assessor as a result of HEA 1001, 2008

SPECIAL ORDINANCE NO. 6, 2008 – a final bond ordinance for GMF-Stonekey, LLC in an amount not to exceed \$7,000,000 for the purpose of financing the acquisition and renovation of an existing 170-unit multifamily housing residential rental project known as the Stonekey Apartments located at 1504 Renton Street (District 16)

SPECIAL ORDINANCE NO. 7, 2008 – a final bond ordinance for GMF-Mann Village, LLC in an amount not to exceed \$15,000,000 for the purpose of refunding the outstanding City of Indianapolis, Indiana Multifamily Housing Revenue Bonds (GMF-Mann Village Apartments Project), Series 2008A and 2008B and the prior mortgage which were issued to finance the acquisition, renovation and equipping of the existing 336-unit multifamily housing residential rental project known as the Mann Village Apartments located at 4010 Mann Village Road (District 22)

SPECIAL ORDINANCE NO. 8, 2008 – a final bond ordinance for Sexton Lockefield, LLC in an amount not to exceed \$15,000,000 for the purpose of refunding the outstanding City of Indianapolis, Indiana Economic Development Revenue Refunding Bonds (Lockefield Associates, L.P. Project), Series 1996A which refunded the previously issued City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1985 (Lockefield Associates Project) the proceeds of which were used for the purpose of financing the acquisition, construction, redevelopment, and equipping of a 492-unit multifamily housing residential rental project known as the Lockefield Gardens Apartments, located at 737 Lockefield Lane (District 15)

SPECIAL ORDINANCE NO. 9, 2008 - recommends the granting of an "Economic Development for a Growing Economy" Credit to TriMedx, LLC

SPECIAL RESOLUTION NO. 53, 2008 – recognizes West Indy's 10th Annual Steak 'n Shake's Breakfast with Santa

SPECIAL RESOLUTION NO. 54, 2008 – recognizes Indy SurviveOars

SPECIAL RESOLUTION NO. 55, 2008 – recognizes the Summer Arts for Youth program of Young Audiences of Indiana on receiving the Coming Up Taller Award

SPECIAL RESOLUTION NO. 56, 2008 – recognizes Dr. Charles (Dr. Chuck) Dietzen and the Timmy Foundation

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SPECIAL RESOLUTION NO. 57, 2008 – recognizes Indianapolis-area high school students who are learning culinary skills at Shepherd Community Center

SPECIAL RESOLUTION NO. 58, 2008 – proposes an ordinance of the Marion County Income Tax Council to effect, pursuant to the authority granted by the Department of Local Government Finance, a reduction in the county option income tax rate that was imposed effective October 1, 2007, and to cast the votes of the City-County Council on such ordinance

Respectfully,  
s/Gregory A. Ballard, Mayor

President Cockrum recognized Councillors McQuillen and Pfisterer for a perfect attendance record at all Committee and Council meetings for 2008 with a 100% attendance certificate. Councillor McQuillen stated that President Cockrum also had 100% attendance and he offered a certificate, as well, to President Cockrum. President Cockrum recognized Councillors Brown, Cain, Day, D. Mahern, Mansfield, Oliver, Pfisterer, Plowman and Speedy with a certificate for serving five years on the Council. President Cockrum then offered Councillor Moriarty Adams a 20-year pin for her 20 years of public service on this body.

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed.

Councillor Vaughn moved, seconded by Councillor Brown to suspend the Council Rules with regard to Proposal No. 17, 2009 being introduced this evening. He said that the Criminal Justice Planning Council had not yet had time to review these grant awards, but the Office of Corporation Counsel advised that the matter could go directly to the Council for approval. He said that a presentation was made at the last Public Safety and Criminal Justice Committee hearing regarding these grants, to help streamline the process. Traditionally, this approval has been obtained prior to January 1 in order to get money into the hands of these entities. Because the CJPC meeting was cancelled, that process was stalled, and it is important to approve these funds as soon as possible. The information has been presented in public meetings on three occasions, and further delay would cause some hardship for some of these organizations. The rules were suspended by a unanimous voice vote. President Cockrum stated that Proposal No. 17, 2009 will be heard as the last item under Final Adoption this evening.

Councillor Mansfield stated that on page 10 of the agenda, a role that was historically and traditionally assigned to the minority leader, to read the adjournment motions, has been reassigned to the vice president. She said that while she understands the president has the right to change that assignment, she feels it goes against the spirit of the Council. President Cockrum thanked Councillor Mansfield for her comments. He added that his caucus recommended the change, and he made the decision to alternate the duty between the two individuals sitting at the front desk on either side of him. Councillor Bateman asked why the change was not made when Councillor Smith was serving as vice president and sitting in that seat. President Cockrum stated that he did not want to make the change mid-year. Councillor Brown asked why the caucus requested this change. President Cockrum said that there were many reasons, and it was also suggested that he might pass the assignment around to all members, as with the opening prayer. He, however, felt that this might not be seen as fair, because of the make-up of 16 to 13, with one caucus getting more opportunities. Therefore, he chose to alternate between the two party members sitting up front. Councillor Bateman said that in order to be completely fair, they should keep the assignment as it was when former Councillor Philip Borst was the minority leader. Councillor Brown asked if the caucus wanted the assignment to permanently be given to

the vice president, and the president chose to share and alternate the duty among the vice president and minority leader as a compromise. President Cockrum said that this is correct.

Without further objection, the agenda was adopted as amended.

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journal of December 8, 2008. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 518, 2008. Councillor Pfisterer reported that the Administration and Finance Committee heard Proposal No. 518, 2008 on December 9, 2008. The proposal, sponsored by Councillor Pfisterer, reappoints Richard Petrecca to the County Property Tax Assessment Board of Appeals. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Pfisterer moved, seconded by Councillor Day, for adoption. Proposal No. 518, 2008 was adopted on the following roll call vote; viz:

*29 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy*  
*0 NAYS:*

Proposal No. 518, 2008 was retitled COUNCIL RESOLUTION NO. 1, 2009, and reads as follows:

#### **CITY-COUNTY COUNCIL RESOLUTION NO. 1, 2009**

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, 2009. The person appointed by this resolution shall serve until his successor is appointed and qualifies.

PROPOSAL NO. 530, 2008. Councillor Cardwell reported that the Economic Development Committee heard Proposal No. 530, 2008 on November 24 and December 17, 2008. The proposal, sponsored by Councillor Cardwell, reappoints Patricia Chastain to the Indianapolis City Market Corporation Board of Directors. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cardwell moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 530, 2008 was adopted on the following roll call vote; viz:

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29 YEAS: *Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy*  
0 NAYS:

Proposal No. 530, 2008 was retitled COUNCIL RESOLUTION NO. , 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 2009

A COUNCIL RESOLUTION reappointing Patricia Chastain 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:

Patricia Chastain.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2010. 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.

Councillor Plowman reported that the Metropolitan Development Committee heard Proposal Nos. 535-539, 2008 on December 15, 2008. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 535, 2008. The proposal, sponsored by Councillor Plowman, reappoints Timothy J. Maguire to the Metropolitan Board of Zoning Appeals, Division I. PROPOSAL NO. 536, 2008. The proposal, sponsored by Councillor Plowman, reappoints Larry J. Walker to the Metropolitan Board of Zoning Appeals, Division II. PROPOSAL NO. 537, 2008. The proposal, sponsored by Councillor Plowman, reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals, Division III. PROPOSAL NO. 538, 2008. The proposal, sponsored by Councillor Plowman, reappoints Timothy Ping to the Metropolitan Development Commission. PROPOSAL NO. 539, 2008. The proposal, sponsored by Councillor Plowman, reappoints Randolph Snyder to the Metropolitan Development Commission. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Plowman moved, seconded by Councillor Cardwell, for adoption. Proposal Nos. 535-539, 2008 were adopted on the following roll call vote; viz:

29 YEAS: *Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy*  
0 NAYS:

Proposal No. 535, 2008 was retitled COUNCIL RESOLUTION NO. 3, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 2009

A COUNCIL RESOLUTION reappointing Timothy J. Maguire to the Metropolitan Board of Zoning Appeals, Division I.

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

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SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division I, the Council reappoints:

Timothy J. Maguire.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. The person appointed by this resolution shall serve at the pleasure of the Council and until a successor is appointed and qualified.

Proposal No. 536, 2008 was retitled COUNCIL RESOLUTION NO. 4, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 2009

A COUNCIL RESOLUTION reappointing Larry J. Walker to the Metropolitan Board of Zoning Appeals, Division II.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division II, the Council reappoints:

Larry J. Walker

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. The person appointed by this resolution shall serve at the pleasure of the Council and until a successor is appointed and qualified.

Proposal No. 537, 2008 was retitled COUNCIL RESOLUTION NO. 5, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 2009

A COUNCIL RESOLUTION reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals, Division III.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division III, the Council reappoints:

Alan Retherford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. The person appointed by this resolution shall serve at the pleasure of the Council and until his successor is appointed and qualifies.

Proposal No. 538, 2008 was retitled COUNCIL RESOLUTION NO. 6, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 2009

A COUNCIL RESOLUTION reappointing Timothy Ping to the Metropolitan Development Commission.

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

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

Timothy Ping.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. 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. 539, 2008 was retitled COUNCIL RESOLUTION NO. 7, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 7, 2009

A COUNCIL RESOLUTION reappointing Randolph Snyder to the Metropolitan Development Commission.

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

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

Randolph Snyder

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. 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.

Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 545-558, 582 and 584, 2008 on December 10, 2008. He asked for consent to vote on these proposals together. Councillor Mansfield requested that Proposal No. 582, 2008 be vote don separately. Consent was given to vote on Proposal Nos. 545-551 and 584, 2008 together. .

PROPOSAL NO. 545, 2008. The proposal, sponsored by Councillor Vaughn, reappoints Marilyn Pfisterer to the Early Intervention Planning Council. PROPOSAL NO. 546, 2008. The proposal, sponsored by Councillor Vaughn, reappoints Kenneth Giffin to the Board of Public Safety. PROPOSAL NO. 547, 2008. The proposal, sponsored by Councillor Vaughn, reappoints Michelle Baldwin to the Board of Public Safety. PROPOSAL NO. 548, 2008. The proposal, sponsored by Councillor Vaughn, reappoints Amanda Ricketts to the Law Enforcement Advisory Council. PROPOSAL NO. 549, 2008. The proposal, sponsored by Councillor Vaughn, reappoints Edrose Potts, Jr. to the Law Enforcement Advisory Council. PROPOSAL NO. 550, 2008. The proposal, sponsored by Councillor Vaughn, reappoints Kevin Quinn to the Law Enforcement Advisory Council. PROPOSAL NO. 551, 2008. The proposal, sponsored by Councillor Vaughn, reappoints Aaron Freeman to the Law Enforcement Advisory Council. PROPOSAL NO. 584, 2008. The proposal, sponsored by Councillor Sanders, appoints Jose Evans to the Early Intervention Planning Council. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Vaughn moved, seconded by Councillor Lutz, for adoption.

Councillor Sanders asked if it is now optional for reappointed individuals to appear before the Committee. President Cockrum stated that he gave the chairs the option to require reappointees to appear or not. Councillor Sanders asked if they also have the same option with new appointees. President Cockrum said that this only applies to reappointments, and new appointees do need to appear.

Councillor Mansfield said that this causes her some concern because members of the committee should be allowed to ask direct questions of those being reappointed based on their history.

Councillor Nytes agreed and said that she finds the appearances by reappointees to be one of the few opportunities Councillors have for a formal exchange, on the record and televised, for updates on various boards and committees. She said that she would strongly urge chairs to request that these reappointees appear and would urge committee members to ask substantive questions.

Councillor Vaughn said that he shares some of the same concerns, but feels that as these are volunteer positions, and these individuals are already giving up their free time to serve on the boards to which they are appointed, he did not want to demand more time than necessary from them. He said that he is in the process of organizing a procedure to have each board come before the committee for a substantive report instead of only hearing occasionally from reappointees. Councillor Brown agreed, and said that with 15 or more reappointments, it can be cumbersome, and the periodic reporting of these boards seems a better use of time.

Proposal Nos. 545-551 and 584, 2008 were adopted on the following roll call vote; viz:

*29 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy*  
*0 NAYS:*

Proposal No. 545, 2008 was retitled COUNCIL RESOLUTION NO. 8, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 2009

A COUNCIL RESOLUTION reappointing Marilyn Pfisterer to the Early Intervention Planning Council.

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 Early Intervention Planning Council, the Council reappoints:

Marilyn Pfisterer

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. 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. 546, 2008 was retitled COUNCIL RESOLUTION NO. 9, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 2009

A COUNCIL RESOLUTION reappointing Kenneth 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:

Kenneth Giffin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. The person appointed by this resolution shall serve at the pleasure of the Council and until a successor is appointed and qualified.

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Proposal No. 547, 2008 was retitled COUNCIL RESOLUTION NO. 10, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 2009

A COUNCIL RESOLUTION reappointing Michelle Baldwin 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:

Michelle Baldwin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. The person appointed by this resolution shall serve at the pleasure of the Council and until a successor is appointed and qualified.

Proposal No. 548, 2008 was retitled COUNCIL RESOLUTION NO. 11, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 11, 2009

A COUNCIL RESOLUTION reappointing Amanda Ricketts to the Law Enforcement Advisory Council.

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 Law Enforcement Advisory Council, the Council reappoints:

Amanda Ricketts

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. 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. 549, 2008 was retitled COUNCIL RESOLUTION NO. 12, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 2009

A COUNCIL RESOLUTION reappointing Edrose Potts, Jr. to the Law Enforcement Advisory Council.

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 Law Enforcement Advisory Council, the Council reappoints:

Edrose Potts, Jr.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. 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. 550, 2008 was retitled COUNCIL RESOLUTION NO. 13, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 13, 2009

A COUNCIL RESOLUTION reappointing Kevin Quinn to the Law Enforcement Advisory Council.

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 Law Enforcement Advisory Council, the Council reappoints:

Kevin Quinn

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. 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. 551, 2008 was retitled COUNCIL RESOLUTION NO. 14, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 2009

A COUNCIL RESOLUTION reappointing Aaron Freeman to the Law Enforcement Advisory Council.

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 Law Enforcement Advisory Council, the Council reappoints:

Aaron Freeman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. 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. 584, 2008 was retitled COUNCIL RESOLUTION NO. 15, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 2009

A COUNCIL RESOLUTION appointing Jose Evans to the Early Intervention Planning Council.

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 Early Intervention Planning Council, the Council appoints:

Jose Evans

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2009. 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. 582, 2008. The proposal, sponsored by Councillor Vaughn, confirms the Marion County Community Correction Agency's appointment of Thomas Louis Marendt as Executive Director of the Marion County Community Corrections Agency. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Vaughn moved, seconded by Councillor Hunter, for adoption. Proposal No. 582, 2008 was adopted on the following roll call vote; viz:

*23 YEAS: Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, McHenry, Minton-McNeill, Moriarty Adams, Oliver, Pfisterer, Plowman, Scales, Smith, Speedy, Vaughn*  
*5 NAYS: Bateman, Gray, Mansfield, Nytes, Sanders*  
*1 NOT VOTING: McQuillen*

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Proposal No. 582, 2008 was retitled COUNCIL RESOLUTION NO. 16, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 2009

A COUNCIL RESOLUTION confirming the Marion County Community Correction Agency's appointment of Thomas Louis Marendt as Executive Director of the Marion County Community Corrections Agency.

WHEREAS, pursuant to I.C. 11-12-2-3.5(a), the appointment of the Executive Director of the Community Corrections Agency by the Marion County Community Corrections Advisory Board is subject to the confirmation of the City-County Council; and

WHEREAS, the Marion County Community Corrections Advisory Board has submitted to this Council the name of Thomas Louis Marendt to serve as Executive Director of the Community Corrections Agency; now, therefore:

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

SECTION 1. Thomas Louis Marendt is approved and confirmed by the City-County Council to serve as Executive Director of the Marion County Community Corrections Agency.

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. 1, 2009. Introduced by Councillor Cardwell. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Jeffrey Congdon to the Ft. Benjamin Harrison Reuse Authority"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 2, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of special taxing district bonds of the Redevelopment District of the City of Indianapolis, Indiana, in one or more series or issues to refund prior bonds and fund related restructuring costs"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 3, 2009. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Bradley A. Klopfenstein to the Metropolitan Board of Zoning Appeals, Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 4, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints William Oliver to the Crime Prevention Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 5, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Tammie S. Jones to the Crime Prevention Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 6, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Avachino Reeves to the Crime

Prevention Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 7, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Jeffrey M. Wells to the Crime Prevention Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 8, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Lisa Borges to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 9, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Meshell Chapman to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 10, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Larna Spearman to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 11, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Margaret Payne to the Early Intervention Planning Council"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 12, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints C L Day to the Juvenile Detention Center Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 13, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Cheryl Maman Rivera to the Juvenile Detention Center Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 14, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Janelle Canaday to the Animal Care and Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 15, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jeffrey Oberlies to the Metropolitan Law Enforcement Agency Merit Board "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 16, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reconfirms the Marion County Public

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Defender Board's nomination of Robert J. Hill as Marion County Chief Public Defender"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 17, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves certain public purpose grants totaling \$480,000 from the Drug Free Community Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 18, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves crime prevention initiative grant awards to specific organizations as recommended by the crime prevention advisory board and as approved by the mayor"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 19, 2009. Introduced by Councillor Speedy. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on both sides of Dudley Avenue from Keystone Avenue to a point 925 feet east of Keystone Avenue (District 24)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 20, 2009. Introduced by Councillor Cain. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Gwin Way between Crook Drive and Village Way (District 5)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 21, 2009. Introduced by Councillor Lutz. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Robert Dapper to the Telecom and Video Services Board"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 36, 2009. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to provide for delegation of authority to consent to extensions of local disaster emergency declarations"; and the President referred it to the Rules and Public Policy Committee.

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

PROPOSAL NO. 22, 2008, PROPOSAL NOS. 23-24, 2008, PROPOSAL NOS. 25-27, 2008, and PROPOSAL NOS. 28-35, 2008. Introduced by Councillor Plowman. Proposal No. 22, 2008, Proposal Nos. 23-24, 2008, Proposal Nos. 25-27, 2008, and Proposal Nos. 28-35, 2008 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on December 31, 2008. 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. 1-14, 2009, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 1, 2009.  
2008-ZON-106  
1701 EAST 25<sup>th</sup> STREET (Approximate Address)  
INDIANAPOLIS, CENTER TOWNSHIP  
COUNCILMANIC DISTRICT # 9  
OASIS OF HOPE BAPTIST CHURCH, INC./OASIS OF HOPE DEVELOPMENT

CORPORATION, INC., by Joseph D. Calderon, requests REZONING of 4.048 acres, from the SU-1 and D-5 Districts, to the D-7 classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 2, 2009.

2008-ZON-047

4919 KENTUCKY AVENUE (Approximate Address)

INDIANAPOLIS, DECATUR TOWNSHIP

COUNCILMANIC DISTRICT # 22

NANCY HUNT, by Jeffrey M. Bellamy, requests REZONING of 0.65 acre, from the D-3 District, to the C-3 classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 3, 2009.

2008-ZON-091

3011 SOUTH LOCKBURN STREET (Approximate Address)

DECATUR TOWNSHIP, CCD # 22

LAVELLE-GOSSETT VFW# 908 requests REZONING of 0.466 acre, from the D-5 (FF) and C-1 (FF) Districts, to the C-3 (FF) classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 4, 2009.

2008-ZON-082

8620 EAST 30<sup>TH</sup> STREET (Approximate Address)

INDIANAPOLIS, WARREN TOWNSHIP

COUNCILMANIC DISTRICT # 17

BRIAN AND CAREN HAHN, by Adam DeHart, requests REZONING of 0.919 acre, from the C-S District, to the C-S classification to provide for all I-2-S uses.

REZONING ORDINANCE NO. 5, 2009.

2008-ZON-096

5406 SOUTH EMERSON AVENUE (Approximate Address)

INDIANAPOLIS, PERRY TOWNSHIP

COUNCILMANIC DISTRICT # 24

JAMES & SANDRA REDMON, by David Kingen, requests REZONING of 1.4 acres, from the D-A District, to the C-1 classification to provide for office-buffer commercial uses.

REZONING ORDINANCE NO. 6, 2009.

2008-ZON-855

6701 EAST ENGLISH AVENUE (Approximate Address)

INDIANAPOLIS, WARREN TOWNSHIP

COUNCILMANIC DISTRICT # 21

J. SOLOTKEN & COMPANY, INC., by Andi M. Metzel requests REZONING of 14.85 acres, from the I-3-S District, to the I-4-U classification to provide for heavy urban industrial uses.

REZONING ORDINANCE NO. 7, 2009.

2008-ZON-036

2946 NORTH CAPITOL AVENUE AND 2943 BOULEVARD PLACE

(Approximate Address), INDIANAPOLIS, CENTER TOWNSHIP

COUNCILMANIC DISTRICT # 15

LIGHT OF THE WORLD BAPTIST CHURCH requests REZONING of 0.98 acre, from the C-4 and D-8 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 8, 2009.

2008-ZON-097

421 SOUTH BRIDGEPORT ROAD (Approximate Address)

INDIANAPOLIS, WAYNE TOWNSHIP

COUNCILMANIC DISTRICT # 13

RICHARD BARTLETT requests REZONING of 3.38 acres, from the I-3-S District, to the C-1 classification to provide for office-buffer commercial uses.

REZONING ORDINANCE NO. 9, 2009.

2008-ZON-098

450 WEST OHIO STREET (Approximate Address)

INDIANAPOLIS, CENTER TOWNSHIP

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COUNCILMANIC DISTRICT # 15

LIMING ZHANG requests REZONING of 2.02 acres, from the UQ-1 District, to the CBD-2 classification to provide for central business district two uses.

REZONING ORDINANCE NO. 10, 2009.

2008-ZON-101

8340 KELLY LANE (Approximate Address)

INDIANAPOLIS, WASHINGTON TOWNSHIP

COUNCILMANIC DISTRICT # 4

AHG, INDY, LLC, by Stephen D. Mears, requests REZONING of 1.14 acres, from the C-S District, to the C-S classification to provide for automobiles sales and service, including outdoor sales and display, and C-4 commercial uses, except for adult entertainment businesses, firework sales and blood plasma centers.

REZONING ORDINANCE NO. 11, 2009.

2008-ZON-102

5902 EAST 12<sup>TH</sup> STREET (Approximate Address)

INDIANAPOLIS, WARREN TOWNSHIP

COUNCILMANIC DISTRICT # 17

HERMAN & KITTLE PROPERTIES, INC., by Joseph D. Calderon, requests REZONING of 4.9 acres, from the C-1 District, to the D-9 classification to provide for multi-family residential uses.

REZONING ORDINANCE NO. 12, 2009.

2008-ZON-107

1600 ALBANY STREET AND 209 AND 218 NORTH 16<sup>TH</sup> AVENUE

CITY OF BEECH GROVE, CENTER TOWNSHIP

COUNCILMANIC DISTRICT # 20

THE CITY OF BEECH GROVE, by David Kingen, requests REZONING of 13.68 acres, from the HD-1, HD-2 and D-5 Districts, to the C-S classification to provide for Artistic uses/galleries/work space/ living quarters, venues with live entertainment, allowing the serving of alcoholic beverages, a fitness center and all C-1, C-2 and C-3C uses, with the exclusion of blood donor stations, check cashing facilities and outdoor advertising signs.

REZONING ORDINANCE NO. 13, 2009.

2008-ZON-110

2625, 2629, 2635, 2637, 2641, 2647, 2649 AND 2653 DR. MARTIN LUTHER KING

JR. STREET AND 551, 555, 557, 601, 605 AND 611 WEST 27<sup>TH</sup> STREET

(Approximate Address) INDIANAPOLIS, CENTER TOWNSHIP

COUNCILMANIC DISTRICT # 15

UNITED NORTHWEST AREA DEVELOPMENT CORPORATION, by Joseph D. Calderon, requests REZONING of 1.737 acres, from the C-3 (W-5) and SU-1 Districts, to the C-3C classification to provide for corridor commercial uses.

REZONING ORDINANCE NO. 14, 2009.

2008-ZON-845

4340 NORTH SHADELAND AVENUE (Approximate Address)

INDIANAPOLIS, LAWRENCE TOWNSHIP

COUNCILMANIC DISTRICT # 11

WILLIAM W. CRAWFORD, by Ingrid U. Garcia, requests Rezoning of 0.36 acre, being in the C-3 District, to the C-4 classification to provide for community-regional commercial uses.

### **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 540, 2008. Councillor Plowman reported that the Metropolitan Development Committee heard Proposal No. 540, 2008 on December 15, 2008. The proposal, sponsored by Councillor Pfisterer amends the Special Districts Zoning Ordinance adding two zoning classifications (SZ-1 and SZ-2) and establishing permitted and prohibited uses and standards for development in such districts. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it be defeated.

Councillor Plowman stated that members of the committee were not necessarily against the proposal, but did not have time to make amendments that would have been preferred, and were told they had to act on the proposal within a short amount of time or it would automatically pass into law. Since the meeting, it has come to light that the time constraints testified to were not correct and the Council has 90 days to act on the proposal. Therefore, Councillor Plowman moved, seconded by Councillor Lutz, to return Proposal No. 540, 2008 to committee for further review. Proposal No. 540, 2008 was returned to committee by a unanimous voice vote.

PROPOSAL NO. 585, 2008. Councillor Hunter reported that the Public Works Committee heard Proposal No. 585, 2008 on December 18, 2008. The proposal, sponsored by Councillors Hunter and Cain, authorizes and approves the execution of an agreement between the Consolidated City of Indianapolis, Marion County with Hamilton county for the construction of highway and drainage improvements in Marion and Hamilton Counties. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Plowman moved, seconded by Councillor Scales, for adoption. Proposal No. 585, 2008 was adopted on the following roll call vote; viz:

*26 YEAS: Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, Minton-McNeill, Moriarty Adams, Nytes, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy, Vaughn*  
*0 NAYS:*  
*3 NOT VOTING: Bateman, McQuillen, Oliver*

Proposal No. 585, 2008 was retitled SPECIAL ORDINANCE NO. 1, 2009, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 2009

A COUNCIL SPECIAL ORDINANCE approving and authorizing execution of an agreement between the City of Indianapolis and Hamilton County, Indiana, for the exercise of eminent domain authority and the construction of highway and drainage improvements in Marion County, Indiana, and Hamilton County, Indiana.

WHEREAS, the Board of Public Works, by Resolution No. 8, 2008, approved an agreement between the Consolidated City of Indianapolis, Marion County, Indiana, and Hamilton County, Indiana, for the exercise of eminent domain authority and the construction of highway and drainage improvements to 96<sup>th</sup> Street from approximately 400 feet east of US 421 to Sycamore Road, east of Shelborne Road, in Marion County, Indiana, and authorized the Director of the Department of Public Works to sign said agreement on behalf of the Consolidated City of Indianapolis, Marion County, Indiana; and

WHEREAS, said agreement is in the best interest of the Consolidated City of Indianapolis, Marion County, Indiana, now therefore:

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

SECTION 1. The Interlocal Agreement between the Consolidated City of Indianapolis, Marion County, Indiana, and Hamilton County, Indiana, as approved by the Board of Public Works by Resolution No. 8, 2008, is hereby approved and ratified, and the Clerk is directed to attach a copy of such Board of Public Works Resolution and agreement to the official copy of this Special Ordinance, and insert a copy of the same into the permanent minutes of the Council.

SECTION 2. The Director of the Department of Public Works is authorized to execute said agreement on behalf of the Consolidated City of Indianapolis, Marion County, Indiana.

SECTION 3. Hamilton County, Indiana, is hereby authorized to exercise eminent domain authority and construct highway and drainage improvements to 96<sup>th</sup> Street from approximately 400 feet east of US 421 to Sycamore Road, east of Shelborne Road, in Marion County, Indiana, and Hamilton County, Indiana, in compliance with IC 36-1-3-9 (c), IC 36-1-7-2, IC 36-1-7-3, IC 36-3-4- 18 (a), IC 36 -9-2-17 and IC 36-9-2-18.

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

Councillor Hunter reported that the Public Works Committee heard Proposal Nos. 586-595, 2008 on December 18, 2008. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 586, 2008. The proposal, sponsored by Councillor Brown, authorizes a multi-way stop at the intersection of Heather Hills Road and Rockford Road (District 18). PROPOSAL NO. 587, 2008. The proposal, sponsored by Councillor Oliver, authorizes a multi-way stop at the intersection of 36th Street and Drexel Avenue (District 10). PROPOSAL NO. 588, 2008. The proposal, sponsored by Councillor D. Mahern, authorizes a multi-way stop at the intersection of Miller Street and Moreland Avenue (District 19). PROPOSAL NO. 589, 2008. The proposal, sponsored by Councillor Coleman, authorizes parking restrictions on Auburn Road between 34th Street and 34th Place (District 7). PROPOSAL NO. 590, 2008. The proposal, sponsored by Councillor Plowman, authorizes intersection controls in the Southern Ridge subdivision, Sections 2, 3 and 4 (District 25). PROPOSAL NO. 591, 2008. The proposal, sponsored by Councillor Hunter, authorizes intersection controls in the Creekside Meadows subdivision, Sections 2 and 3 (District 21). PROPOSAL NO. 592, 2008. The proposal, sponsored by Councillor Plowman, authorizes intersection controls in the Amber Ridge subdivision, Section 2 (District 25). PROPOSAL NO. 593, 2008. The proposal, sponsored by Councillor Hunter, authorizes intersection controls in The Woods at Liberty Park (District 21). PROPOSAL NO. 594, 2008. The proposal, sponsored by Councillor Cockrum, authorizes intersection controls in the Shannon Lakes at Murphy's Landing subdivision, Sections 1, 2A, 2B, 3, 4, 5 and 6 (District 22). PROPOSAL NO. 595, 2008. The proposal, sponsored by Councillor Plowman, authorizes a 20-mile-per-hour speed limit in the Arlington Commons subdivision (District 25). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Hunter moved, seconded by Councillor Plowman, for adoption. Proposal Nos. 586-595, 2008 were adopted on the following roll call vote; viz:

29 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy  
0 NAYS:

Proposal No. 586, 2008 was retitled GENERAL ORDINANCE NO. 1, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 2009

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>
28	Heather Hills Rd Rockford Rd	Rockford 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:

*Journal of the City-County Council*

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
28	Heather Hills Rd Rockford Rd	Rockford Rd	None

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

Proposal No. 587, 2008 was retitled GENERAL ORDINANCE NO. 2, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 2009

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	36 <sup>th</sup> St Drexel Ave	36 <sup>th</sup> 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>
19	36 <sup>th</sup> St Drexel Ave	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. 588, 2008 was retitled GENERAL ORDINANCE NO. 3, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 2009

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>
31	Miller St Moreland Ave	Miller 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>
31	Miller St Moreland Ave	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. 589, 2008 was retitled GENERAL ORDINANCE NO. 4, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 4, 2009

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. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, 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:

*Auburn Street*, on the west side, from Thirty-fourth Street to Thirty-fourth Place

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, 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:

*Auburn Road*, on the west side, from Thirty-fourth Street to a point 100 feet north of Thirty-fourth Street.

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

Proposal No. 590, 2008 was retitled GENERAL ORDINANCE NO. 5, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 5, 2009

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>
48	Combs Rd Heritage Hill Dr	Combs Rd	Stop
48	Garden Ridge Rd Locust Grove Dr	Garden Ridge Rd	Stop
48	Garden Ridge Rd Southern Cross Dr	Garden Ridge Rd	Stop
48	Garden Ridge Rd Southern Ridge Dr	Garden Ridge Rd	Stop
48	Golden Ridge Rd Heritage Hill Dr	Heritage Hill Dr	Stop
48	Golden Ridge Rd Locust Grove Dr	Golden Ridge Rd	Stop

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

Proposal No. 591, 2008 was retitled GENERAL ORDINANCE NO. 6, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 6, 2009

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>
28	Creekside Meadow W. Dr Green Meadow Pl	Green Meadow Pl	Stop
28	German Church Rd Spring Green Dr	German Church Rd	Stop
28	Green Meadow Dr Green Meadow Pl	Green Meadow Dr	Stop
28	Green Meadow Dr Middlebrook Ln	Green Meadow Dr	Stop
28	Green Meadow Dr Spring Green Dr	Green Meadow Dr	Stop
28	Middlebrook Ln Spring Green Pl	Spring Green Pl	Stop
28	Spring Green Dr Spring Green Pl	Spring Green Dr	Stop

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

Proposal No. 592, 2008 was retitled GENERAL ORDINANCE NO. 7, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 7, 2009

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>
41	Amber Springs Dr Amber Valley Ln	Amber Valley Ln	Stop
41	Amber Springs Dr Five Points Rd	Five Points Rd	Stop
41	Amber Valley Ln Graybrook Dr	Amber Valley Ln	Stop

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41	Graybrook Cir Graybrook Dr	Graybrook Dr	Stop
41	Graybrook Dr Nightshade Dr	Graybrook Dr	Stop
48	Amber Springs Way Nightshade Dr	Amber Springs Way	Stop

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

Proposal No. 593, 2008 was retitled GENERAL ORDINANCE NO. 8, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 8, 2009

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>
34	Bravestone Way Franklin Rd	Franklin Rd	Stop
34	Bravestone Way Vanguard Ln (E)	Vanguard Ln (E)	Stop
34	Bravestone Way Vanguard Ln (W)	Bravestone Way	Stop
34	Valor Way Vanguard Ln	Vanguard Ln	Stop

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

Proposal No. 594, 2008 was retitled GENERAL ORDINANCE NO. 9, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 9, 2009

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>
45	Ballyshannon St Bellfield St Islay Rd	Ballyshannon St	Stop

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45	Ballyshannon St Connemara Rd	Connemara Rd	Stop
45	Ballyshannon St Danaher St	Ballyshannon St	Stop
45	Ballyshannon St Donnehan	Donnehan St	Stop
45	Ballyshannon St Shannon Lakes Dr	Shannon Lakes Dr	Stop
45	Belfield St Flaherty Ln	Flaherty Ln	Stop
45	Bluff Rd Shannon Lakes Dr	Bluff Rd	Stop
45	Connemara Rd Flaherty Ln	Connemara Rd	Stop
45	Danaher St Donnehan Rd	Donnehan Rd	Stop
45	Danaher St Flaherty Ln	Flaherty Ln	Stop
45	Donnehan Ct Donnehan Rd	Donnehan Rd	Stop
45	Donnehan Rd Shannon Lakes Dr	None	All-Way Stop
45	Donnehan Rd Shannon Lakes Ln	Shannon Lakes Ln	Stop
45	Donnehan Rd Stop 11 Rd	Stop 11 Rd	Stop
45	Finnegan Ct Shannon Lakes Way	Shannon Lakes Way	Stop
45	Flaherty Ln Shannon Lakes Dr	Shannon Lakes Dr	Stop
45	Islay Ct Islay Rd	Islay Rd	Stop
45	Kilbarron Cir Shannon Lakes Ln	Shannon Lakes Ln	Stop
45	Kilbarron Ct Shannon Lakes Ln	Shannon Lakes Ln	Stop
45	Mahony Ct Shannon Lakes Way	Shannon Lakes Way	Stop
45	Malone Ct Shannon Lakes Way	Shannon Lakes Way	Stop
45	McCready Ct Shannon Lakes Way	Shannon Lakes Way	Stop

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45	Shannon Lakes Dr Shannon Lakes Way	None	All-Way Stop
45	Shannon Lakes Dr Skerries Ct	Shannon Lakes Dr	Stop

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

Proposal No. 595, 2008 was retitled GENERAL ORDINANCE NO. 10, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 10, 2009

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 addition of the following, to wit:

20 MILES PER HOUR

*Arlington Circle*, from Miller Woods Lane to the north terminus, 20 mph.

*Arlington Way*, from Arlington Avenue to the east terminus, 20 mph.

*Churchman Court*, from Miller Woods Lane to the north terminus, 20 mph.

*Churchman Way*, from Churchman Avenue to the west terminus, 20 mph.

*Miller Woods Lane*, from Arlington Way to Churchman Way, 20 mph.

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

PROPOSAL NO. 606, 2008. Councillor Lutz reported that the Rules and Public Policy Committee heard Proposal No. 606, 2008 on December 16, 2008. The proposal, sponsored by Councillor Lutz, amends the Code to provide exemptions from making parking meter payments for certain persons while they are performing official business for the city or county. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Lutz moved, seconded by Councillor McQuillen, for adoption. Proposal No. 606, 2008, as amended, was adopted on the following roll call vote; viz:

29 YEAS: *Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy*  
0 NAYS:

Proposal No. 606, 2008, as amended, was retitled GENERAL ORDINANCE NO. 11, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 11, 2009

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to provide exemptions from making parking meter payments for certain persons while they are performing official business for the city or county.

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

SECTION 1. Section 621-212 of the "Revised Code of the Consolidated City and County," regarding the duty of a driver upon entering a parking meter space, hereby is amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

**Sec. 621-212. Duty of driver upon entering parking meter space; exemptions.**

(a) Except as provided in subsections (b), (c) and (d) of this section, ~~When~~ any vehicle is parked in any parking space at or during any of the times provided in this article, when the time limits for parking in the respective parking meter zones are in effect, the driver or operator of the vehicle, or someone for him or her, upon entering such parking space, shall immediately deposit in the parking meter payment for the period desired for parking, but not to exceed the time limit at such place, and shall do such other things as the directions for the operation of the parking meter may require. The parking space may then be used by such vehicle for the period of time paid for, but not exceeding the maximum limit of time designated therefor on the face of the meter, or otherwise, and the using of such parking space by that vehicle or any other vehicle, after the expiration of the time limit without again depositing the required payment therein shall be a violation of this article.

(b) The director of the department of public works may issue a placard to an officer, employee or contractual agent of the city or county for the purpose of exempting him or her from the duty to make parking meter payments, subject to the conditions and restrictions provided in this subsection.

- (1) An employee, or contractual agent of the city or county may apply for a placard on a form provided by the director. The application shall include a description of the applicant's official duties that would cause him or her to park in metered parking spaces, and the days and times when he or she expects to use the placard. The application shall be signed by the applicant, and if the applicant is an employee or contractual agent, the application shall be signed by the director of the relevant department or agency.
- (2) A Chief, Director, or other Public Safety head with a law enforcement agency located in Marion County may apply for his/her agency public safety officers/officials by submitting an official letter indicating the need, and forms for each public safety officer/official needing a placard. The application shall include a description of the applicant's official duties that would cause him or her to park in metered parking spaces, and the days and times when he or she expects to use the placard. The application shall be signed by the applicant and agency head requesting placard(s). The Director of Public Works shall issue the placard.
- (3) The placard shall contain an identification number unique to each placard, the name of the person to whom it was issued, the days and times when the placard may be used, the expiration date of the placard, and any other information the director deems necessary.
- (4) The placard may be revoked by the director at any time and for any reason.
- (5) The placard may be used only as follows:
  - a. By the person to whom it was issued;
  - b. While the person to whom it was issued is performing his or her official duties for the city, ~~or~~ county, or Law Enforcement Agency;
  - c. During the days and times stated on the placard; and
  - d. By displaying the placard on the dashboard of the vehicle, in such a manner that it is visible from outside the vehicle, at all times the vehicle is parked in the metered parking space.

Failure to comply with the requirements of this subsection shall subject the owner or operator of the vehicle to parking meter penalties provided for under violations of this chapter.

(c) An officer, employee, or contractual agent of the city or county who parks a city-owned or county-owned vehicle, which is clearly-marked as such, shall be exempt from the duty to make parking meter payments under this section; provided, however, this exemption shall apply only while such person is performing his or her official duties for the city or county. Such person shall remain subject to all other restrictions and requirements applicable to the use of metered parking spaces.

(d) The director of the department of public works shall issue a placard to all members of the city county council, for the purpose of exempting them from the duty to make parking meter payments and other restrictions and requirements applicable to the use of parking spaces and metered parking spaces imposed by the municipal code.

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 Ind. Code § 36-3-4-14.

PROPOSAL NO. 607, 2008. Councillor Hunter reported that the Public Works Committee heard Proposal No. 607, 2008 on December 18, 2008. The proposal, sponsored by Councillor Vaughn, authorizes a multi-way stop at the intersection of 69th Street and Hillside Avenue (District 3). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hunter moved, seconded by Councillor Speedy, for adoption. Proposal No. 607, 2008 was adopted on the following roll call vote; viz:

29 YEAS: *Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy*  
0 NAYS:

Proposal No. 607, 2008 was retitled GENERAL ORDINANCE NO. 12, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 12, 2009

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>
11	69 <sup>th</sup> St Hillside Ave	69 <sup>th</sup> 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>
11	69 <sup>th</sup> St Hillside Ave	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. 17, 2009. Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard information regarding Proposal No. 17, 2009 on December 10, 2008. The proposal, sponsored by Councillor Vaughn, approves certain public purpose grants totaling \$480,000 from the Drug Free Community Fund.

Councillor Vaughn explained that this grant funding is traditionally evaluated first by Drug Free Marion County (DFMC), then the Criminal Justice Planning Council (CJPC), and then the Council. He said that all of these entities have reviewed this information and Randy Miller, president of DFMC, attended the last Public Safety and Criminal Justice Committee meeting to present these grants. He said that these are not funded by tax dollars, but by court fees. There were 51 grant applications, and there was a slight decrease in the awarded amounts because of a projected decrease in court fee revenues. He said that a 15-member review panel reviews these applications. Councillor Vaughn moved, seconded by Councillor Day, for adoption.

Councillor Sanders asked if \$480,000 is the total amount appropriated for these grants for the year. Councillor Vaughn said that this is correct. Councillor Sanders asked what the acronym SORACS from Butler University stands for. Randy Miller, Drug Free Marion County, said that it stands for substance abuse reduction among college students.

Councillor Lewis asked for consent to abstain from voting on this proposal, as she works for Drug Free Marion County. Consent was given.

Proposal No. 17, 2009 was adopted on the following roll call vote; viz:

28 YEAS: *Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Minton-McNeill, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Sanders, Scales, Smith, Speedy, Vaughn*  
0 NAYS:  
1 NOT VOTING: *Lewis*

Proposal No. 17, 2009 was retitled GENERAL RESOLUTION NO. 1, 2009, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 2009

A GENERAL RESOLUTION approving certain public purpose grants totaling \$480,000 from the Drug Free Community Fund.

WHEREAS, Indiana Code § 5-2-11-5 requires that sums appropriated from the Drug Free Community Fund shall not be spent until the City-County Council approves the amount of each grant recipient; now, therefore:

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

SECTION 1. The following grants and administrative expenses in the total amount of Four Hundred Eighty Thousand Dollars (\$480,000) from the Drug Free Community Fund are hereby approved in the following amounts and projects, and for the following organizations:

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Drug Free Community Fund  
2009 Annual Grant Awards

I. PREVENTION/EDUCATION

<u>Organization</u>	<u>Project</u>	<u>Amount</u>
Smart Moves	Boys & Girls Clubs of Indpls	\$20,000
I Need You to Listen, Hear & Understand	Health & Hospital Corp	\$17,000
Kaleidoscope	Kaleidoscope	\$19,816
From A-To-D: What U need 2 Know	Ruth Lilly Health Education	\$19,350
AYS Prevention Program	AYS, Inc.	\$4,012
Youth At Risk	Step-Up, Inc	\$20,000
CHOICE	Indy Parks & Recreation	\$19,978
	Subtotal	\$120,156

II. TREATMENT

<u>Organization</u>	<u>Project</u>	<u>Amount</u>
Assisted Living	Gallahue Mental Health	\$20,000
Bethlehem House	Bethlehem House	\$20,000
Functional Needs Resource Coord.	CASI	\$20,000
Client Advocacy and Care Coordination	Family Services of Central IN	\$20,000
Harbor Lights	Salvation Army	\$20,000
SARACS	Butler University	\$20,000
	Subtotal	\$120,000

III. CRIMINAL JUSTICE

<u>Organization</u>	<u>Project</u>	<u>Amount</u>
Women Taking Charge	Step-Up, Inc.	\$20,000
Marion County Drug TX Court Diversion	Marion County Drug Tx Court	\$22,282
MC Drug TX Ct. Diversion & Reentry	MC Drug TX Ct.	\$20,000
Community Court of Indianapolis	Marion County Community Ct.	\$40,000
MCPO Narcotics Eviction Program	Marion County Prosecutor	\$20,000
	Subtotal	\$122,282

IV. MISCELLANEOUS/ADMINISTRATIVE

<u>Organization</u>	<u>Project</u>	<u>Amount</u>
Drug Free Marion County	Drug Free Marion County	\$117,562
	Subtotal	\$117,562
<b>GRAND TOTAL</b>		<b>\$480,000</b>

SECTION 2. This resolution shall be in effect from and after its passage by the Council and compliance with Indiana Code § 36-3-4-14.

**NEW BUSINESS**

Councillor Brown stated that a memo was distributed regarding this administration's goal of a more transparent government. However, he asked for some information from the Parks Department regarding the organizational chart, dealing with race, gender and salaries and the top 15 decision-making positions. He received a letter from the Office of Corporation Counsel saying they had received his request and according to the public records act, they will provide the information but may not be able to provide it before January 15, 2009. He asked if when Councillors ask for information, if the public records act applies, or if they can receive information in a more timely manner. President Cockrum stated that he will speak to the Office of Corporation Council to see if this issue can be resolved.

Councillor Moriarty Adams thanked President Cockrum for recognizing her 20 years of service. She said when she first started, there was a long period for a learning curve, and then a few years

of experience, and now she feels that it is a privilege to serve and thanked her constituents for their renewed faith in her.

Councillor Coleman said that the City Robotics Competition has kicked off and he would like to extend an open invitation to Councillors and the public to visit the schools and see these projects. He said that anyone interested can contact him, and he would be happy to arrange a tour.

Councillor Pfisterer invited Councillors and the public to a town hall meeting this Saturday at 10:00 a.m. at the Speedway Town Hall, 1450 N. Lynnhurst Street, to discuss current issues. A representative from the Soil and Water Conservation will be in attendance to give tips about “going green,” if anyone is interested.

### **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 Vaughn stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Hunter in memory of Jesse Terry and Harry Spires; and
- (2) Councillor Moriarty Adams in memory of Lillian Henninger, Rita Ernestes and Rene Cervantes; and
- (3) Councillor Cain in memory of Thomas K. Atkins; and
- (4) Councillor Day in memory of Jean Petrecca; and
- (5) Councillor Scales in memory of Ray Brandes and Philip and Louise Rieman; and
- (6) Councillor Sanders in memory of Dorothy Hostetter.

Councillor Vaughn moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Jesse Terry, Harry Spires, Lillian Henninger, Rita Ernestes, Rene Cervantes, Thomas K. Atkins, Jean Petrecca, Ray Brandes, Philip and Louise Rieman and Dorothy Hostetter. 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 8:15 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 12th day of January, 2009.

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

President

ATTEST

:

(SEAL)

Clerk of the Council