

**** NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 161-5(b) and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

AGENDA

CITY COUNTY COUNCIL

AND THE

INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION

SPECIAL SERVICE DISTRICT COUNCILS

February 9, 2009

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Speedy**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – January 26, 2009**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 69, 2009 (Special Resolution)
INTRODUCED: 02/09/2009 BY: Councillor Brown
REFERRED TO: Committee of the Whole
DIGEST: recognizes Stop the Violence in Indianapolis

PROPOSAL NO. 70, 2009
INTRODUCED: 02/09/2009 BY: Councillor Hunter
REFERRED TO: Committee of the Whole
DIGEST: recognizes the RTV 6 Toy Drive and an Eastside Partnership

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

PROPOSAL NO. 71, 2009 (Special Resolution)

INTRODUCED: 02/09/2009 BY: Councillors Sanders, Lewis, Bateman, Nytes and Minton-McNeill

REFERRED TO: Committee of the Whole

DIGEST: urges President Obama to establish an advisory group in the proposed office of Urban Planning to help guide its efforts to provide assistance to the nation's urban areas

PROPOSAL NO. 532, 2008 (Council Resolution)

INTRODUCED: 11/17/2008 BY: Councillor Cardwell

REFERRED TO: Economic Development Committee

DIGEST: reappoints Bradley Battin to the Indianapolis City Market Corporation Board of Directors

COMMITTEE ACTION:

11/24/2008 Postpone until 12/17/2008 7-0

12/17/2008 Postpone until 1/27/2009 5-0

01/27/2009 Do Pass 4-0

PROPOSAL NO. 1, 2009 (Council Resolution)

INTRODUCED: 01/12/2009 BY: Councillor Cardwell

REFERRED TO: Economic Development Committee

DIGEST: reappoints Jeffrey Congdon to the Ft. Benjamin Harrison Reuse Authority

COMMITTEE ACTION:

01/27/2009 Do Pass 4-0

PROPOSAL NO. 38, 2009 (Council Resolution)

INTRODUCED: 01/26/2009 BY: Councillor Smith

REFERRED TO: Metropolitan Development Committee

DIGEST: appoints Jason Gaines to the Metropolitan Development Commission

COMMITTEE ACTION:

02/02/2009 Do Pass 9-0

PROPOSAL NO. 39, 2009 (Council Resolution)

INTRODUCED: 01/26/2009 BY: Councillors Smith and Hunter

REFERRED TO: Metropolitan Development Committee

DIGEST: approves the Mayor's appointment of Maury Plambeck as the Director of the Department of Metropolitan Development

COMMITTEE ACTION:

02/02/2009 Do Pass 9-0

PROPOSAL NO. 43, 2009 (Council Resolution)

INTRODUCED: 01/26/2009 BY: Councillor Hunter

REFERRED TO: Public Works Committee

DIGEST: approves the Mayor's appointment of David Sherman as the Director of the Department of Public Works

COMMITTEE ACTION:

02/05/2009 Do Pass 9-0

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

PROPOSAL NO. 45, 2009 (Council Resolution)
INTRODUCED: 01/26/2009 BY: Councillors Cardwell, Hunter and Malone
REFERRED TO: Rules and Public Policy Committee
DIGEST: approves the Mayor's appointment of Nicholas Weber as the Deputy Mayor for Economic and Workforce Development
COMMITTEE ACTION:
02/03/2009 Do Pass As Amended 6-0

PROPOSAL NO. 46, 2009 (Council Resolution)
INTRODUCED: 01/26/2009 BY: Councillors Speedy, Hunter and Malone
REFERRED TO: Rules and Public Policy Committee
DIGEST: approves the Mayor's appointment of Olgen Williams as the Deputy Mayor for Neighborhoods
COMMITTEE ACTION:
02/03/2009 Do Pass 6-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 62, 2009 (General Ordinance)
INTRODUCED: 02/09/2009 BY: Councillor Vaughn
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: approves the consolidation of the Perry Township Fire Department with the Indianapolis Fire Department on or after August 1, 2009

PROPOSAL NO. 63, 2009 (General Ordinance)
INTRODUCED: 02/09/2009 BY: Councillor Coleman
REFERRED TO: Rules and Public Policy Committee
DIGEST: amends the Code with respect to the council rules on adjournment motions recognizing deceased persons

PROPOSAL NO. 64, 2009 (General Ordinance)
INTRODUCED: 02/09/2009 BY: Councillor Evans
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls in the Branch Creek at the Pike subdivision (District 1)

PROPOSAL NO. 65, 2009 (General Ordinance)
INTRODUCED: 02/09/2009 BY: Councillor Plowman
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls in the Grey Fox Woods subdivision, sections two and three (District 25)

PROPOSAL NO. 66, 2009 (General Ordinance)
INTRODUCED: 02/09/2009 BY: Councillor Plowman
REFERRED TO: Public Works Committee
DIGEST: authorizes a traffic signal at the intersection of Arlington Avenue, Graham Road, and County Line Road (District 25)

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 67, 2009 (General Ordinance)
INTRODUCED: 02/09/2009 BY: Councillor Hunter
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls in the Raymond Park Village subdivision (District 21)

PROPOSAL NO. 68, 2009 (General Ordinance)
INTRODUCED: 02/09/2009 BY: Councillor Cockrum
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls in the Arbors on Bluff subdivision (District 22)

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 47, 2009 (Special Ordinance)
INTRODUCED: 01/26/2009 BY: Councillors Cardwell and Malone
REFERRED TO: Economic Development Committee
DIGEST: a final ordinance amending and restating Special Ordinance No. 7, 2008 for GMF-Mann Village, LLC in an amount not to exceed \$15,000,000 for the purpose of refunding the outstanding multifamily housing revenue bonds 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 (District 22)
COMMITTEE ACTION:
01/27/2009 Do Pass 4-0

PROPOSAL NO. 48, 2009 (Special Ordinance)
INTRODUCED: 01/26/2009 BY: Councillors Cardwell and Malone
REFERRED TO: Economic Development Committee
DIGEST: a final ordinance for Crossing Partners, L.P. to restructure the existing financing of \$8,700,000 to finance the acquisition, renovation and equipping of the existing 252-unit multifamily housing residential rental project known as the Farmington Lakes Apartments (District 11)
COMMITTEE ACTION:
01/27/2009 Do Pass 4-0

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 61, 2009 (Fiscal Ordinance)
INTRODUCED: 01/26/2009 BY: Councillors Vaughn and Malone
REFERRED TO: Community Affairs Committee
DIGEST: appropriates \$9,500,000 in the 2009 Budget of the Division of Family and Children (Family and Children Services Fund) to fund contractual services for child welfare services and programs incurred in 2008 but funded in 2009 in accordance with HEA 1001, 2008
COMMITTEE ACTION:
02/05/2009 Do Pass 4-0

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 462, 2008 (General Ordinance)

INTRODUCED: 10/06/2008 BY: Councillors Evans, Pfisterer, Sanders and B. Mahern

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to provide for the effective conservation of water furnished by the department of waterworks

COMMITTEE ACTION:

10/14/2008 Postpone until 11/11/2008 7-0

11/11/2008 Amended and Tabled 8-0

01/20/2009 Tabled 7-0

02/03/2009 Do Pass As Amended 5-1

PROPOSAL NO. 19, 2009 (General Ordinance)

INTRODUCED: 01/12/2009 BY: Councillor Speedy

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on both sides of Dudley Avenue from Keystone Avenue to a point 925 feet east of Keystone Avenue (District 24)

COMMITTEE ACTION:

02/05/2009 Do Pass 9-0

PROPOSAL NO. 20, 2009 (General Ordinance)

INTRODUCED: 01/12/2009 BY: Councillor Cain

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on Gwin Way between Crook Drive and Village Way (District 5)

COMMITTEE ACTION:

02/05/2009 Do Pass 9-0

PROPOSAL NO. 36, 2009 (General Ordinance)

INTRODUCED: 01/12/2009 BY: Councillor Cockrum

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to provide for delegation of authority to consent to extensions of local disaster emergency declarations

COMMITTEE ACTION:

01/20/2009 Postponed until 02/03/2009 7-0

02/03/2009 Do Pass 6-0

PROPOSAL NO. 44, 2009 (General Ordinance)

INTRODUCED: 01/26/2009 BY: Councillor Minton McNeill

REFERRED TO: Public Works Committee

DIGEST: authorizes a change in parking restrictions and meters on segments of Senate Avenue (District 15)

COMMITTEE ACTION:

02/05/2009 Do Pass 9-0

XIII. SPECIAL SERVICE DISTRICT COUNCILS

XIV. NEW BUSINESS

XV. ANNOUNCEMENTS AND ADJOURNMENT

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Mr. President.

The President The Chair recognizes Councillor Vaughn.

The Councillor Mr. President, I have been asked to offer the following motion for adjournment:

by Councillor Lewis in memory of Diane White.

by Councillor Pfisterer in memory of Gareth Dunkin, Frank Otto, Arthur Ratz, Mary Rutherford, Herbert Taylor, John Flack, Richard Wills, and Stephen Hoagland Jr.

by Councillor Cockrum in memory of Novice T. Dempsey.

by Councillor Sanders in memory of Richard Boswell and Denis Ryan Kelly.

by Councillor Cardwell in memory of Millard Fuller.

Mr. President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request 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 family of each person advising of this action.

The President Thank you, Councillor Vaughn. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

XVI. PENDING PROPOSALS

PROPOSAL NO. 3, 2008 (General Ordinance)

INTRODUCED: 01/07/2008 BY: Councillor Cockrum

REFERRED TO: Rules and Public Policy Committee

DIGEST: seeks approval of a petition to establish the Town of Fayette, in Boone County, Indiana, which proposed town is within four miles of the corporate boundaries of the consolidated city, pursuant to IC 36-5-1-7(a)

COMMITTEE ACTION:

01/15/2008 Tabled 8-0

09/30/2008 Tabled 6-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 142, 2008 (General Ordinance)

INTRODUCED: 03/24/2008 **BY:** Councillors Hunter, Plowman, Cardwell, McQuillen, Cain and Coleman

REFERRED TO: Rules and Public Policy Committee

DIGEST: provides for the registration with the city controller of lobbyists and lobbying activity with respect to the City and County

COMMITTEE ACTION:

04/22/2008 Postpone until 5/7/2008 7-0

05/07/2008 Postpone until 5/27/2008 8-0

05/27/2008 Tabled 6-0

09/30/2008 Postponed until 11/11/2008 7-0

11/11/2008 Postponed until 12/02/2008 8-0

PROPOSAL NO. 300, 2008 (General Ordinance)

INTRODUCED: 06/23/2008 **BY:** Councillors Brown and Gray

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: establishes a Secondary Employment Unit (SEU) in the office of the Public Safety Director to receive applications of sworn public safety officers to work or to engage in secondary employment and establishes a fee for the use of City-County assets used in the course of such secondary employment

COMMITTEE ACTION:

07/23/2008 Postpone 7-0

PROPOSAL NO. 338, 2008 (General Ordinance)

INTRODUCED: 07/21/2008 **BY:** Councillor Pfisterer

REFERRED TO: Public Works Committee

DIGEST: authorizes an 11,000 pound weight restriction on Tibbs Avenue between Lafayette Road and 30th Street (Districts 14 and 15)

COMMITTEE ACTION:

07/31/2008 Do Pass 7-0

COUNCIL ACTION:

08/11/2008 Returned to Committee

COMMITTEE ACTION:

08/28/2008 Tabled 7-0

PROPOSAL NO. 373, 2008 (General Ordinance)

INTRODUCED: 08/11/2008 **BY:** Councillors Cockrum and Vaughn

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to allow management tools for dealing with nuisance urban birds while upholding the state's wildlife laws regarding the protection of birds

COMMITTEE ACTION:

08/27/2008 Postpone 7-0

PROPOSAL NO. 459, 2008 (General Ordinance)

INTRODUCED: 10/06/2008 **BY:** Councillors Vaughn and Malone

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to update provisions regarding the selection of members of the Indianapolis Metropolitan Police Department merit board, and to allow the county sheriff to serve as a member

COMMITTEE ACTION:

10/08/2008 Postpone indefinitely 5-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 544, 2008 (Council Resolution)

INTRODUCED: 11/17/2008 BY: Councillor Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Jason Dudich to the Early Intervention Planning Council

COMMITTEE ACTION:

11/19/2008 Postponed 6-0

PROPOSAL NO. 37, 2009 (Fiscal Ordinance)

INTRODUCED: 01/26/2009 BY: Councillors Scales and Malone

REFERRED TO: Administration and Finance Committee

DIGEST: transfers a full appropriation of \$7,618,533 into the 2009 Budget of the Marion County Assessor (County General and Property Reassessment Funds) from the eight former township assessor budgets, based on the outcome of a referendum conducted in 2008, to cover annual operating and program costs associated with the assessment of property across Marion County

PROPOSAL NO. 40, 2009 (Council Resolution)

INTRODUCED: 01/26/2009 BY: Councillors Day and Hunter

REFERRED TO: Parks and Recreation Committee

DIGEST: approves the Mayor's appointment of Stuart Lowry as the Director of the Department of Parks and Recreation

PROPOSAL NO. 41, 2009 (Council Resolution)

INTRODUCED: 01/26/2009 BY: Councillor Vaughn

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Sidney Eisgruber to the Crime Prevention Advisory Board

PROPOSAL NO. 42, 2009 (Council Resolution)

INTRODUCED: 01/26/2009 BY: Councillors Vaughn, Hunter and Malone

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the Mayor's appointment of Scott C. Newman as the Director of the Department of Public Safety