

** 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

March 2, 2009

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Bateman
- II. ROLL CALL
- III. INTRODUCTION OF GUESTS AND VISITORS
- IV. OFFICIAL COMMUNICATIONS
- V. ADOPTION OF AGENDA
- VI. APPROVAL OF JOURNALS – February 9, 2009
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 86, 2009 (Special Resolution)

INTRODUCED: 03/02/2009 BY: Councillors Sanders and Cockrum

REFERRED TO: Committee of the Whole

DIGEST: recognizes the Eiteljorg Museum of American Indians Western Art for 20 years of service to the Indianapolis Metropolitan community

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

COMMITTEE ACTION:

02/12/2009 Do Pass 5-2

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

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
COMMITTEE ACTION:
02/11/2009 Do Pass 8-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 72, 2009 (Council Resolution)
INTRODUCED: 03/02/2009 BY: Councillor Pfisterer
REFERRED TO: Administration and Finance Committee
DIGEST: reappoints Christine Scales to the City-County Internal Audit Committee

PROPOSAL NO. 73, 2009 (Council Resolution)
INTRODUCED: 03/02/2009 BY: Councillor Pfisterer
REFERRED TO: Administration and Finance Committee
DIGEST: reappoints Jackie Nytes to the City-County Internal Audit Committee

PROPOSAL NO. 74, 2009 (Special Resolution)
INTRODUCED: 03/02/2009 BY: Councillor Pfisterer
REFERRED TO: Administration and Finance Committee
DIGEST: determines the need to lease approximately 26,254 square feet of office space at 3733 Commercial Drive for use as a traffic court, clerk's office and probation office of the Marion Superior Court

PROPOSAL NO. 75, 2009 (General Resolution)
INTRODUCED: 03/02/2009 BY: Councillor McQuillen
REFERRED TO: Economic Development Committee
DIGEST: approves the issuance of special taxing district bonds of the Fort Harrison Military Base Reuse District

PROPOSAL NO. 76, 2009 (Fiscal Ordinance)
INTRODUCED: 03/02/2009 BY: Councillors Vaughn and Moriarty Adams
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: approves a transfer of \$1,400,000 in the 2009 Budgets of the Department of Public Safety and the Indianapolis Metropolitan Police Department (Federal Grants Fund) to purchase personal protection equipment, portable radio batteries, and a bomb-sniffing dog, and for infrastructure enhancements for federally designated sites and contractual payments to the Health and Hospital Corporation and Capital Improvements Board

PROPOSAL NO. 77, 2009 (General Ordinance)
INTRODUCED: 03/02/2009 BY: Councillor Vaughn
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: amends the Code by adding a new article to establish the Marion County Domestic Violence Fatality Review Team

VIII. INTRODUCTION OF PROPOSALS

- PROPOSAL NO. 78, 2009 (General Ordinance)
INTRODUCED: 03/02/2009 BY: Councillors Nytes and Minton McNeill
REFERRED TO: Public Works Committee
DIGEST: authorizes a change in parking restrictions on the west side of Delaware Street between St. Clair and Sahn Streets (Districts 9, 15)
- PROPOSAL NO. 79, 2009 (General Ordinance)
INTRODUCED: 03/02/2009 BY: Councillor Hunter
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls at South Kitley and East Julian Avenues (District 21)
- PROPOSAL NO. 80, 2009 (General Ordinance)
INTRODUCED: 03/02/2009 BY: Councillor Lutz
REFERRED TO: Public Works Committee
DIGEST: authorizes parking restrictions on both sides of Carlsen Avenue from Girls School Road to Tina Drive and Furman Avenue (District 13)
- PROPOSAL NO. 81, 2009 (General Ordinance)
INTRODUCED: 03/02/2009 BY: Councillor Cain
REFERRED TO: Public Works Committee
DIGEST: authorizes parking restrictions on both sides of Allisonwood Drive and Rymark Drive near 91st Street (District 5)
- PROPOSAL NO. 82, 2009 (General Ordinance)
INTRODUCED: 03/02/2009 BY: Councillors Hunter and Moriarty Adams
REFERRED TO: Public Works Committee
DIGEST: amends the Code with respect to sewer connection permit fees and sewer user rates and charges
- PROPOSAL NO. 83, 2009 (General Ordinance)
INTRODUCED: 03/02/2009 BY: Councillors Hunter and Moriarty Adams
REFERRED TO: Public Works Committee
DIGEST: amends the Code to make towing and storage fees for abandoned vehicles consistent with the franchise fees for towing and storage charged by franchise wreckers
- PROPOSAL NO. 84, 2009 (General Ordinance)
INTRODUCED: 03/02/2009 BY: Councillors Hunter and Moriarty Adams
REFERRED TO: Public Works Committee
DIGEST: amends the Code to establish a Capital Asset Development Fund as a sub-fund of the Consolidated County Fund
- PROPOSAL NO. 85, 2009 (Fiscal Ordinance)
INTRODUCED: 03/02/2009 BY: Councillors Hunter and Moriarty Adams
REFERRED TO: Public Works Committee
DIGEST: appropriates \$13,415,000 in the 2009 Budget of the Department of Public Works (Capital Asset Development Fund) for the purchase of new vehicles and equipment (funding includes revenue from an operating agreement with Covanta)

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 87, 2009 (Special Resolution)

INTRODUCED: 03/02/2009 BY: Councillors Sanders, Brown, Oliver, Moriarty Adams, Minton-McNeill, Evans, Nytes, Lewis, Gray

REFERRED TO: Rules and Public Policy Committee

DIGEST: regards the spending of Federal Economic Recovery Funds

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 88-91, 2009 (Rezoning Ordinances)

INTRODUCED: 03/02/2009 BY: Councillor Smith

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on February 18, 2009

PROPOSAL NOS. 92-96, 2009 (Rezoning Ordinances)

INTRODUCED: 03/02/2009 BY: Councillor Smith

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on February 19, 2009

PROPOSAL NO. 97, 2009 (Rezoning Ordinance)

INTRODUCED: 03/02/2009 BY: Councillor Smith

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on February 20, 2009

PROPOSAL NOS. 98-101, 2009 (Rezoning Ordinances)

INTRODUCED: 03/02/2009 BY: Councillor Smith

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on February 20, 2009

X. SPECIAL ORDERS - PUBLIC HEARING

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

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

COMMITTEE ACTION:

02/10/2009 Do Pass 6-0

XII. SPECIAL ORDERS - FINAL ADOPTION

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)
COMMITTEE ACTION:
02/19/2009 Do Pass 9-0

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)
COMMITTEE ACTION:
02/19/2009 Do Pass 9-0

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)
COMMITTEE ACTION:
02/19/2009 Do Pass 9-0

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)
COMMITTEE ACTION:
02/19/2009 Do Pass 9-0

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)
COMMITTEE ACTION:
02/19/2009 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 Sanders.

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

by Councillors Pfisterer, Cockrum, Lutz and McHenry in memory of Merre J. Konzen.

by Councillor Speedy in memory of Harold J. and Virginia "Ginny" M. Broadhead and Phillip M. Alexander.

by Councillor Hunter in memory of Joseph Wainscott, Sr. and Nancy Sue "Cookie" Kiser.

by Councillor Gray in memory of Kenneth Ranelin and Larry G. Cannon.

by Councillor Cain in memory of Gregory Jon Millet.

by Councillor Cockrum in memory of Ann Elizabeth Ford Combs.

by Councillors Pfisterer, Plowman, Cardwell, Sanders, Evans, Moriarty Adams, McQuillen, Minton-McNeill and Cain in memory of Frank Marren.

by Councillors Scales, Mansfield, Sanders, Cardwell, Day, Gray, Moriarty Adams, Brown, Speedy, McQuillen, Hunter, McHenry, Pfisterer and Cain in memory of Christopher Beltz.

by Councillors Pfisterer, McQuillen, Sanders, Smith, Gray and Lutz in memory of Paul McGrevy.

by Councillors Pfisterer, McQuillen and Sanders in memory of Norman Hall.

by Councillor Nytes in memory of Kerry Spradlin.

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 Sanders. 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

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

02/11/2009 Tabled 8-0

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

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

XVI. PENDING PROPOSALS

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

COMMITTEE ACTION:

02/11/2009 Postpone until 3/4/2009 8-0

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

COMMITTEE ACTION:

02/11/2009 Postpone 8-0

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