

**** 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 23, 2009

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Cain**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – March 2, 2009**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 109, 2009 (Special Resolution)
INTRODUCED: 03/23/2009 BY: Councillor Moriarty Adams
REFERRED TO: Committee of the Whole
DIGEST: recognizes George "Fred" Thompson

PROPOSAL NO. 110, 2009 (Special Resolution)
INTRODUCED: 03/23/2009 BY: Councillor Evans
REFERRED TO: Committee of the Whole
DIGEST: recognizes Michael Jefferson, II

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

PROPOSAL NO. 111, 2009 (Special Resolution)

INTRODUCED: 03/23/2009 BY: Councillors Oliver, Gray, Bateman, Lewis and B. Mahern

REFERRED TO: Committee of the Whole

DIGEST: recognizes the members and 50th Anniversary of the 1959 Crispus Attucks Tigers State Basketball Championship team

PROPOSAL NO. 112, 2009 (Special Resolution)

INTRODUCED: 03/23/2009 BY: Councillor Lutz

REFERRED TO: Committee of the Whole

DIGEST: recognizes the Cardinal Ritter High School football team for winning the 2008 - 2009 Class "A" High School Football Championship

PROPOSAL NO. 87, 2009 (Special Resolution)

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

REFERRED TO: Rules and Public Policy Committee

DIGEST: regards the spending of Federal Economic Recovery Funds

COMMITTEE ACTION:

03/10/2009 Do Pass As Amended 8-0

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

COMMITTEE ACTION:

03/03/2009 Do Pass 5-0

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

COMMITTEE ACTION:

03/03/2009 Do Pass 5-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 103, 2009 (General Ordinance)

INTRODUCED: 03/23/2009 BY: Councillor Pfisterer

REFERRED TO: Administration and Finance Committee

DIGEST: amends the Code to allow the controller to designate a person to discharge duties with respect to commercial and business regulations and licenses

PROPOSAL NO. 104, 2009 (Council Resolution)

INTRODUCED: 03/23/2009 BY: Councillor Cardwell

REFERRED TO: Economic Development Committee

DIGEST: amends City-County Council Resolution No. 35, 2009 correcting the term ending date of Jeffrey Congdon as a member of the Ft. Benjamin Harrison Reuse Authority

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 105, 2009 (Council Resolution)

INTRODUCED: 03/23/2009 BY: Councillor Smith

REFERRED TO: Metropolitan Development Committee

DIGEST: appoints Gordon Smith to the Indianapolis Housing Agency Board of Directors

PROPOSAL NO. 106, 2009 (Fiscal Ordinance)

INTRODUCED: 03/23/2009 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$314,935 in the 2009 Budget of the Marion County Sheriff (Federal Grants Fund) to pay for bulletproof vests, improvements to the jail kitchen, medical facilities and security systems, and equipment for the tactical needs of deputies

PROPOSAL NO. 107, 2009 (Fiscal Ordinance)

INTRODUCED: 03/23/2009 BY: Councillors Moriarty Adams and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$94,782 in the 2009 Budget of the Marion Superior Court (Federal and Local Grants and Drug Free Community Funds) to fund salaries of two positions in the Community Court, partial salaries of personnel in the Drug Treatment Court, and six large screen monitors for a paging system at the Juvenile Court

PROPOSAL NO. 108, 2009 (Fiscal Ordinance)

INTRODUCED: 03/23/2009 BY: Councillor Hunter

REFERRED TO: Public Works Committee

DIGEST: appropriates \$8,900,000 in the 2009 Budget of the Department of Public Works (Transportation General Fund) to fund street, curb, sidewalk, access ramp and traffic signal improvements in the 86th Street TIF district, financed by a transfer from revenue in the 86th Street TIF subfund

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 102, 2009 (Special Ordinance)

INTRODUCED: 03/23/2009 BY: Councillor Cardwell

REFERRED TO: Economic Development Committee

DIGEST: final bond ordinance authorizing the issuance of Variable Rate Demand Multifamily Housing Revenue Bonds in a principal amount not to exceed \$13,750,000 for the purpose of refunding the outstanding bonds which were issued to finance the acquisition, construction and equipping of a 248-unit multifamily housing residential rental project (Washington Point Apartments Project) at 625 Bellhaven Drive (District 21)

COMMITTEE ACTION:

03/18/2009 Do Pass 6-0

X. SPECIAL ORDERS - PUBLIC HEARING

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

COMMITTEE ACTION:

03/12/2009 Do Pass 9-0

X. SPECIAL ORDERS - PUBLIC HEARING

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)

COMMITTEE ACTION:

03/12/2009 Do Pass 9-0

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

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

COMMITTEE ACTION:

03/18/2009 Do Pass 5-0

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

COMMITTEE ACTION:

03/04/2009 Do Pass 7-0

PROPOSAL NO. 77, 2009 (General Ordinance)

INTRODUCED: 03/02/2009 BY: Councillors Vaughn, Speedy, Moriarty Adams, Pfisterer, Brown and McHenry

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

COMMITTEE ACTION:

03/04/2009 Do Pass As Amended 7-0

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)

COMMITTEE ACTION:

03/12/2009 Do Pass 9-0

XII. SPECIAL ORDERS - FINAL ADOPTION

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)
COMMITTEE ACTION:
03/12/2009 Do Pass 9-0

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)
COMMITTEE ACTION:
03/12/2009 Do Pass 8-0

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)
COMMITTEE ACTION:
03/12/2009 Do Pass 8-0

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 Councillors Mansfield, Lutz and Pfisterer in memory of PFC Zachary Nordmeyer.

by Councillor Cockrum in memory of Aaron Stout and Henry "Hank" Easter.

by Councillor Pfisterer in memory of John A. Mohler.

by Councillor Hunter in memory of Stephen A. Backer and Marilyn Dunn Huber.

by Councillor Cain in memory of Jewel "Judy" Bridgford Lamb.

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

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

03/10/2009 Amended and Postponed until 3/31/2009 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

XVI. PENDING PROPOSALS

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

PROPOSAL NO. 42, 2009 (Council Resolution)

INTRODUCED: 01/26/2009 BY: Councillors Brown, 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

03/04/2009 Postpone until 3/25/2009 7-0

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

COMMITTEE ACTION:

03/10/2009 Do Pass 3-5 (failed)

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

COMMITTEE ACTION:

03/03/2009 Postpone until 3/24/2009 7-0

XVI. PENDING PROPOSALS

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

COMMITTEE ACTION:

03/12/2009 Do Pass 8-0

****Final Adoption pending action by the Board of Public Works.***

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

COMMITTEE ACTION:

03/12/2009 Postpone until 4/23/2009 9-0