

**** 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

April 13, 2009

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Brown**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – March 23, 2009**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 137, 2009 (Special Resolution)

INTRODUCED: 04/13/2009 BY: Councillor McHenry

REFERRED TO: Committee of the Whole

DIGEST: recognizes the Guion Creek Middle School 8th Grade Academic Team

PROPOSAL NO. 138, 2009 (Special Resolution)

INTRODUCED: 04/13/2009 BY: Councillor Pfisterer

REFERRED TO: Committee of the Whole

DIGEST: recognizes the Ben Davis Girls Basketball Team

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

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

03/25/2009 Do Pass 7-0

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

COMMITTEE ACTION:

03/30/2009 Do Pass 9-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 113, 2009 (Fiscal Ordinance)

INTRODUCED: 04/13/2009 BY: Councillor Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: transfers and appropriates \$21,718 in the 2009 Budget of the County Administrator (Drug Free Community Fund) to fund the Kaleidoscope and Gallahue Mental Health grants, financed by a transfer from the Marion County Prosecutor

PROPOSAL NO. 114, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillors Cain, Evans, Lutz, B. Mahern, Moriarty Adams and Smith

REFERRED TO: Ethics Committee

DIGEST: amends the Code to postpone the filing deadline for Economic Statements of Interest for Councillors for 2009

PROPOSAL NO. 115, 2009 (Council Resolution)

INTRODUCED: 04/13/2009 BY: Councillor Smith

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Ezekiel David Woodruff to the Wellfield Education Corporation Board

PROPOSAL NO. 116, 2009 (Fiscal Ordinance)

INTRODUCED: 04/13/2009 BY: Councillors Day and Speedy

REFERRED TO: Parks and Recreation Committee

DIGEST: appropriates \$514,308 in the 2009 Budget of the Department of Parks and Recreation (Parks and Federal Grants Funds) to fund after school activities, trail system repairs and expansion, pool staff, monitoring costs of the Summer Food Program, and restoration and maintenance activities at area parks

PROPOSAL NO. 117, 2009 (General Resolution)

INTRODUCED: 04/13/2009 BY: Councillors Day, Cain and Gray

REFERRED TO: Parks and Recreation Committee

DIGEST: approves certain public purpose grants totaling \$1 million for the support of the arts

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 118, 2009 (Council Resolution)

INTRODUCED: 04/13/2009 BY: Councillor Vaughn

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Robert L. Bingham to the Domestic Violence Fatality Review Team

PROPOSAL NO. 119, 2009 (Fiscal Ordinance)

INTRODUCED: 04/13/2009 BY: Councillors Vaughn and Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$637,223 in the 2009 Budget of the Department of Public Safety (Federal Grants Fund) to implement re-entry programs for females incarcerated at Liberty Hall and males at the Plainfield Re-Entry Facility, financed by federal grants from the Department of Justice

PROPOSAL NO. 120, 2009 (Fiscal Ordinance)

INTRODUCED: 04/13/2009 BY: Councillors Moriarty Adams and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$58,185 in the 2009 Budget of the Marion Superior Court (Local, State and Federal Grants Funds) to fund the salary of a court reporter and recording equipment in Truancy Court, supplies and partial salary of personnel in Family Court, and monitors and equipment to be used as a paging system at the Juvenile Court

PROPOSAL NO. 121, 2009 (General Resolution)

INTRODUCED: 04/13/2009 BY: Councillor Vaughn

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the city's Edward Byrne Memorial Justice Assistance Grant application to obtain funds to assist efforts to prevent or reduce crime and violence

PROPOSAL NO. 122, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillors Vaughn and Hunter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: transfers the park rangers division from the department of parks and recreation to the Indianapolis Metropolitan Police Department of the department of public safety

PROPOSAL NO. 123, 2009 (Council Resolution)

INTRODUCED: 04/13/2009 BY: Councillor Hunter

REFERRED TO: Public Works Committee

DIGEST: reappoints Herb Bazemore to the Marion County Stormwater Management Technical Advisory Committee

PROPOSAL NO. 124, 2009 (Council Resolution)

INTRODUCED: 04/13/2009 BY: Councillor Hunter

REFERRED TO: Public Works Committee

DIGEST: reappoints Mark F. Rumreich to the Marion County Stormwater Management Technical Advisory Committee

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 125, 2009 (Fiscal Ordinance)

INTRODUCED: 04/13/2009 BY: Councillor Pfisterer

REFERRED TO: Public Works Committee

DIGEST: appropriates \$3,250,000 in the 2009 Budget of the Department of Metropolitan Development (Federal Grants, Transportation and Consolidated County Funds) to fund various regional pavement, traffic and route planning activities with associated data gathering, financed by grants from the Federal Highway Administration, matching funds from the Department of Public Works, and contributions from partners and neighboring municipalities

PROPOSAL NO. 126, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in the McGregor Highlands subdivision (District 25)

PROPOSAL NO. 127, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in the Moeller Estates at Wildwood Farms, Sections 2, 4, 6 and 7 (District 25)

PROPOSAL NO. 128, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in the Hanover subdivision, Sections 1 and 3 (District 25)

PROPOSAL NO. 129, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillor Cockrum

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in the Bluff View Meadows subdivision (District 22)

PROPOSAL NO. 130, 2009 (General Resolution)

INTRODUCED: 04/13/2009 BY: Councillor Gray

REFERRED TO: Public Works Committee

DIGEST: defines and establishes a school zone on Illinois Street between 30th Street and 32nd Street (District 8)

PROPOSAL NO. 131, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillors Plowman and Nytes

REFERRED TO: Public Works Committee

DIGEST: amends the Code to enhance the city's ability to enforce the provisions of Chapter 575, Environmental Public Nuisances, including amendments regarding high weeds and vegetation

PROPOSAL NO. 132, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillor Hunter

REFERRED TO: Public Works Committee

DIGEST: amends the Code to add a new Article VI in Chapter 261 establishing a Green Fleet Policy

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 133, 2009 (Council Resolution)
INTRODUCED: 04/13/2009 BY: Councillor Lutz
REFERRED TO: Rules and Public Policy Committee
DIGEST: confirms the Mayor's nomination of Lillian Leona Frank to the City-County Ethics Commission

PROPOSAL NO. 134, 2009 (Council Resolution)
INTRODUCED: 04/13/2009 BY: Councillors Lutz and Sanders
REFERRED TO: Rules and Public Policy Committee
DIGEST: confirms the Mayor's nomination of Peggy Boehm to the City-County Ethics Commission

PROPOSAL NO. 135, 2009 (Council Resolution)
INTRODUCED: 04/13/2009 BY: Councillor Lutz
REFERRED TO: Rules and Public Policy Committee
DIGEST: confirms the Mayor's nomination of Dan Ladendorf to the City-County Ethics Commission

PROPOSAL NO. 136, 2009 (General Ordinance)
INTRODUCED: 04/13/2009 BY: Councillor Cockrum
REFERRED TO: Rules and Public Policy Committee
DIGEST: amends the Code with respect to appropriations of funds from federal stimulus grants

PROPOSAL NO. 144, 2009 (Council Resolution)
INTRODUCED: 04/13/2009 BY: Councillor Pfisterer
REFERRED TO: Administration and Finance Committee
DIGEST: appoints Tara Acton to the Property Tax Assessment Board of Appeals

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 139, 2009 (Rezoning Ordinance)
INTRODUCED: 04/13/2009 BY: Councillor Smith
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on March 31, 2009

PROPOSAL NOS. 140-143, 2009 (Rezoning Ordinances)
INTRODUCED: 04/13/2009 BY: Councillor Smith
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on April 1, 2009

X. SPECIAL ORDERS - PUBLIC HEARING

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
COMMITTEE ACTION:
03/25/2009 Do Pass 7-0

X. SPECIAL ORDERS - PUBLIC HEARING

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

COMMITTEE ACTION:

03/25/2009 Do Pass As Amended 6-0

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

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

03/31/2009 Do Pass As Amended 4-3

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

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

COMMITTEE ACTION:

03/24/2009 Do Pass 6-0

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 Councillor Cain in memory of Robert J. Robertson.

by Councillor McQuillen in memory of Richard (Dick) Courtney.

by Councillor Pfisterer in memory of Robert F. Casse, Stephan Dreier, Charles Whiting, Thomas Stitt, William Owen, Robert Simmons, and Richard Boswell.

by Councillor Cockrum in memory of Frederick (Fred) Stegemoller and Lois E. Underhill.

by Councillors McQuillen and Cain in memory of Donald R. Knowles.

by Councillors Lewis, Minton-McNeill, Bateman and Evans in memory of John Hirschman.

by Councillor Gray in memory of Carol Ann Sayles-Smith and Roosevelt Williamson.

by Councillor Sanders in memory of Mary Rita Dakin and Elizabeth M. Robinson.

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

03/31/2009 Tabled 6-0

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. 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. 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)

XVI. PENDING PROPOSALS

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

03/24/2009 Postpone until 4/14/2009 5-0

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

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

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

COMMITTEE ACTION:

04/02/2009 Postpone until 4/23/2009 6-0