

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

**REGULAR MEETINGS  
MONDAY, JULY 20, 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 7:00 p.m. on Monday, July 20, 2009, with Councillor Cockrum presiding.

Councillor Hunter led the opening prayer and invited all present to join him 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:

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

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

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Cain recognized arts leaders and supporters in attendance. Councillor Lutz introduced Wayne Township Trustee, David King Baird. Councillor Day recognized Dr. Paul Keiser, superintendent of the Beech Grove schools. Councillor Oliver recognized Joyce Liddell, president of IndyGo bus drivers. Councillor Gray recognized Julia Hall, former classmate and neighbor. Councillor Malone introduced friend, Earl Dan Pool, being appointed to a board this evening. Councillor McQuillen recognized good friend Wally Burke.

**OFFICIAL COMMUNICATIONS**

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, July 20, 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

July 10, 2009

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. 23, 2009 – approves an appropriation of \$450,000 in the 2009 Budget of the Marion County Guardian Home (County General Fund) to fund the ongoing operations and maintenance of the Guardian Home for 2009

GENERAL ORDINANCE NO. 63, 2009 – amends the Code to establish a new city department of code enforcement, to consolidate into two sections the various fees to be collected by the new department, and to make corresponding technical corrections

GENERAL RESOLUTION NO. 13, 2009 – approves the statement of benefits of BioStorage Technologies, Inc, which is an applicant for tax abatements for property located in an economic revitalization area

GENERAL RESOLUTION NO. 14, 2009 – approves the purchase of certain improved land by the Department of Parks and Recreation for the establishment of a centralized maintenance facility

GENERAL RESOLUTION NO. 15, 2009 – approves the purchase of certain land owned by the Roman Catholic Archdiocese of Indianapolis Properties, Inc. by the Department of Public Works for construction of a stormwater improvements project

GENERAL RESOLUTION NO. 16, 2009 – approves the purchase of certain land owned by Norma Jean and Virgil A. Dollar by the Department of Public Works for construction of a sanitary sewers project

GENERAL RESOLUTION NO. 17, 2009 – approves the issuance of Sanitary District Revenue Bonds in an amount not to exceed \$480,000,000 to fund capital improvement projects to meet critical deadlines stipulated in the consent decree with the Environmental Protection Agency

SPECIAL RESOLUTION NO. 21, 2009 – recognizes Ben Davis High School's director of bands, Jim "JB" Butz

SPECIAL RESOLUTION NO. 22, 2009 - recognizes Patrick "Pat" Carroll for his many years of service to the City of Indianapolis

Respectfully,  
s/Gregory A. Ballard, Mayor

**ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

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## APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of June 29, 2009. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 258, 2009. The proposal, sponsored by Councillor Lutz, recognizes Taylor Whipkey on achieving the rank of Eagle Scout. Councillor Lutz read the proposal and presented Mr. Whipkey with a copy of the document and a Council pin. Mr. Whipkey thanked the Council for the recognition. Councillor Lutz moved, seconded by Councillor McHenry, for adoption. Proposal No. 258, 2009 was adopted by a unanimous voice vote.

Proposal No. 258, 2009 was retitled SPECIAL RESOLUTION NO. 23, 2009, and reads as follows:

### CITY-COUNTY SPECIAL RESOLUTION NO. 23, 2009

A SPECIAL RESOLUTION recognizing Taylor Whipkey on achieving the rank of Eagle Scout.

WHEREAS, Taylor has been scouting for many years. He earned the Arrow of Light in Cub Scouting on February 21, 2004 and joined Troop 97 on March 1, 2004; and

WHEREAS, since joining Troop 97, Taylor has earned successfully completed the following ranks: Scout on March 8, 2004; Tenderfoot on June 28, 2004; 2<sup>nd</sup> Class on January 24, 2005; 1<sup>st</sup> Class on February 21, 2005, Star on December 5, 2005, Life on November 20, 2006, and Eagle on March 18, 2009; and

WHEREAS, Taylor is a Brother member in the Order of the Arrow, which is Scouting's Honor Society of Campers, in which he earned the Ordeal Status on May 12, 2006 and Brotherhood Status on May 14, 2007; and

WHEREAS, Taylor is also in the Firecrafter program where he has earned the following ranks: Camper Rank on July 9, 2004, Woodsman Rank on July 1, 2005 and Firecrafter Rank on August 19, 2006; and

WHEREAS, for his Eagle Scout Project, Taylor constructed a bridge across a gully at the Ben Davis Soccer Fields at 21<sup>st</sup> Street and Girl's School Road; and

WHEREAS, in addition to earning his many ranks, Taylor has held many leadership positions in Troop 97, including serving twice as Senior Patrol Leader and currently as Assistant Senior Patrol Leader; now, therefore:

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

SECTION 1. The Indianapolis City-County Council proudly recognizes Taylor Whipkey for achieving the high rank of Eagle Scout.

SECTION 2. The Council heartily congratulates Taylor on this great accomplishment and wishes him much success in the future.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 158 and 160, 2009 on July 1, 2009. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 158, 2009. The proposal, sponsored by Councillor Vaughn, appoints Caroline Fisher to the Domestic Violence Fatality Review Team. PROPOSAL NO. 160, 2009. The proposal, sponsored by Councillor Vaughn, appoints Dena Simpson to the Domestic Violence Fatality Review Team. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Vaughn moved, seconded by Councillor Day, for adoption. Proposal Nos. 158 and 160, 2009 were adopted on the following roll call vote; viz:

*26 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Moriarty, Adams, Nytes, Oliver, Pfisterer, Plowman, Scales, Smith, Vaughn*

*0 NAYS:*

*3 ABSENT: Minton-McNeill, Sanders, Speedy*

Proposal No. 158, 2009 was retitled COUNCIL RESOLUTION NO. 72, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 72, 2009

A COUNCIL RESOLUTION appointing Caroline Fisher to the Domestic Violence Fatality Review Team.

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 Domestic Violence Fatality Review Team, the Council appoints:

Caroline Fisher

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.

Proposal No. 160, 2009 was retitled COUNCIL RESOLUTION NO. 73, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 73, 2009

A COUNCIL RESOLUTION appointing Dena Simpson to the Domestic Violence Fatality Review Team.

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 Domestic Violence Fatality Review Team, the Council appoints:

Dena Simpson

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.

PROPOSAL NO. 210, 2009. Councillor Smith reported that the Metropolitan Development Committee heard Proposal No. 210, 2009 on July 6, 2009. The proposal, sponsored by Councillor Smith, appoints Earl Daniel Pool to the Metropolitan Board of Zoning Appeals, Division I. By a 6-2 vote, the Committee reported the proposal to the Council with the

July 20, 2009

recommendation that it do pass as amended. Councillor Smith moved, seconded by Councillor Day, for adoption. Proposal No. 210, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 210, 2009, as amended, was retitled COUNCIL RESOLUTION NO. 74, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 74, 2009

A COUNCIL RESOLUTION appointing Earl Daniel Pool 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:

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

Earl Daniel Pool

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. 211, 2009 Councillor Smith reported that the Metropolitan Development Committee heard Proposal No. 211, 2009 on July 6, 2009. The proposal, sponsored by Councillor Sanders, reappoints Aaron Haith to the Indianapolis Housing Agency Board. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Smith moved, seconded by Councillor Oliver, for adoption. Proposal No. 211, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 211, 2009 was retitled COUNCIL RESOLUTION NO. 75, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 75, 2009

A COUNCIL RESOLUTION reappointing Aaron Haith to the Indianapolis Housing Agency Board.

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 Housing Agency Board, the Council reappoints:

Aaron Haith

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2011. 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. 228, 2009. Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal No. 228, 2009 on July 1, 2009. The proposal, sponsored by Councillor Hunter, appoints JoTherese "Jody" Doyle to the Citizens Police Complaint Board. By a 6-0 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. 228, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 228, 2009 was retitled COUNCIL RESOLUTION NO. 76, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 76, 2009

A COUNCIL RESOLUTION appointing JoTherese "Jody" Doyle to the Citizens Police Complaint Board.

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 Citizens Police Complaint Board, the Council appoints:

JoTherese "Jody" Doyle

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 Pfisterer reported that the Administration and Finance Committee heard Proposal Nos. 229, 230, 268 and 271, 2009 on June 30, 2009. She asked for consent to vote on these proposals together. Councillor Nytes asked that the proposals be voted on separately.

PROPOSAL NO. 229, 2009. The proposal, sponsored by Councillor Pfisterer, appoints Michael Whitmore to the Equal Opportunity Advisory Board. By a 4-3 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. 229, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 229, 2009 was retitled COUNCIL RESOLUTION NO. 77, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 77, 2009

A COUNCIL RESOLUTION appointing Michael Whitmore to the Equal Opportunity Advisory Board

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 Equal Opportunity Advisory Board, the Council appoints:

Michael Whitmore

SECTION 2. The appointment made by this resolution is for a term ending June 30, 2012. 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. 230, 2009. The proposal, sponsored by Councillor Pfisterer, appoints Douglas Huntsinger to the Equal Opportunity Advisory Board. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Pfisterer moved, seconded by Councillor Plowman, for adoption. Proposal No. 230, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 230, 2009 was retitled COUNCIL RESOLUTION NO. 78, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 78, 2009

A COUNCIL RESOLUTION appointing Douglas Huntsinger to the Equal Opportunity Advisory Board.

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 Equal Opportunity Advisory Board, the Council appoints:

Douglas Huntsinger

SECTION 2. The appointment made by this resolution is for a term ending June 30, 2012. 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. 268, 2009. The proposal, sponsored by Councillor Pfisterer, appoints Joseph "AJ" Feeney-Ruiz to the Equal Opportunity Advisory Board. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Pfisterer moved, seconded by Councillor McQuillen, for adoption. Proposal No. 268, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 268, 2009 was retitled COUNCIL RESOLUTION NO. 79, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 79, 2009

A COUNCIL RESOLUTION appointing Joseph "AJ" Feeney-Ruiz to the Equal Opportunity Advisory Board

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 Equal Opportunity Advisory Board, the Council appoints:

Joseph "AJ" Feeney-Ruiz

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.

PROPOSAL NO. 271, 2009. The proposal, sponsored by Councillor Pfisterer, appoints Charles Garcia to the Equal Opportunity Advisory Board. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Pfisterer moved, seconded by Councillor Cardwell, for adoption. Proposal No. 271, 2009 was adopted on the following roll call vote; viz:

*25 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Moriarty, Adams, Nytes, Pfisterer, Plowman, Scales, Smith, Vaughn*

*1 NAY: Oliver*

*3 ABSENT: Minton-McNeill, Sanders, Speedy*

Councillor Oliver asked for consent to explain his vote. Consent was given. Councillor Oliver said that he cannot continue to support appointments that do not reflect the diversity of the Indianapolis community. Councillor Pfisterer said that there are six women formerly appointed to this board and two of these new appointees are hispanic. She added that her objective in seeking willing volunteers was to try and provide that diversity.

Proposal No. 271, 2009 was retitled COUNCIL RESOLUTION NO. 80, 2009, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 80, 2009

A COUNCIL RESOLUTION appointing Charles Garcia to the Equal Opportunity Advisory Board.

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 Equal Opportunity Advisory Board, the Council appoints:

Charles Garcia

SECTION 2. The appointment made by this resolution is for a term ending June 30, 2012. 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.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 272, 2009. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Virgil Madden to the Wellfield Education Corporation Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 275, 2009. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Dawn E. Higgins to the Domestic

Violence Fatality Review Team"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 276, 2009. Introduced by Councillor McHenry. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Reginald A. Mallamo to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 277, 2009. Introduced by Councillor Minton McNeill. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes removal of parking meters and addition of parking restrictions on 11th Street at Dr. Martin Luther King Jr. Street (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 278, 2009. Introduced by Councillor Minton McNeill. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on New York Street between Senate Avenue and Illinois Street (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 279, 2009. Introduced by Councillor MahernB. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Highland Avenue between Washington Street and New York Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 280, 2009. Introduced by Councillor Evans. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at the intersection of Technology Center Drive and Zionsville Road (District 1)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 281, 2009. Introduced by Councillor Evans. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at the intersection of 84th Street and Zionsville Road (District 1)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 282, 2009. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls in the River Run subdivision (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 283, 2009. Introduced by Councillor Hunter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Kitley Avenue between Washington Street and Pleasant Run Parkway, South Drive (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 284, 2009. Introduced by Councillor MahernD. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions and parking meters on Virginia Avenue southeast of Pennsylvania Street (District 19)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 285, 2009. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which adopts the provisions for financing the continuing operations of the Capital Improvements Board of Marion County as authorized by House Enrolled Act 1001 of the 2009 Special Session of the Indiana General Assembly "; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 286, 2009. Introduced by Councillor McQuillen. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code regarding residency requirements for employees of the City and County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 290, 2009. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Sec. 151-68 of the Council Rules to reflect legislative changes"; and the President referred it to the Rules and Public Policy Committee.

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

PROPOSAL NOS. 273-274, 2009 and PROPOSAL NOS. 287-289, 2009. Introduced by Councillor Smith. Proposal Nos. 273-274, 2009 and Proposal Nos. 287-289, 2009 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on July 10, 2009. 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. 59-63, 2009, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 59, 2009.  
2008-ZON-848  
710 EAST 30<sup>th</sup> STREET AND 3002 FALL CREEK PARKWAY NORTH DRIVE (Approximate Addresses)  
INDIANAPOLIS, CENTER TOWNSHIP  
COUNCILMANIC DISTRICT # 9  
SB DEVELOPMENTS, LLC, AND BALDEV & SARBJIT SINGH, by David Kingen, requests REZONING of 0.42 acre, from the D-4 District, to the C-2 classification to provide for high-intensity office-apartment commercial uses.

REZONING ORDINANCE NO. 60, 2009.  
2009-ZON-025  
1400 MADISON AVENUE (Approximate Address)  
INDIANAPOLIS, CENTER TOWNSHIP  
COUNCIL DISTRICT # 19  
1400 MADISON AVENUE, LLC, requests REZONING of 2.88 acres, from the I-4-U District, to the C-4 classification to provide for community-regional commercial uses.

REZONING ORDINANCE NO. 61, 2009.  
2009-ZON-012  
6690 EAST 38<sup>th</sup> STREET (Approximate Address)  
INDIANAPOLIS, LAWRENCE TOWNSHIP  
COUNCIL DISTRICT # 11  
IRA TORAN requests REZONING of 0.5 acre, from the D-4 District, to the SU-16 classification to provide for indoor or outdoor commercial recreation uses.

REZONING ORDINANCE NO. 62, 2009.  
2009-ZON-024 (Amended)  
1201 AND 1301 INDIANA AVENUE, 1337, 1340, 1341, AND 1345 MONTCALM STREET, AND 1306, 1308, 1312, 1336, 1340, AND 1344 MILBURN STREET  
INDIANAPOLIS, CENTER TOWNSHIP  
COUNCIL DISTRICT # 15  
TRINITAS VENTURES requests REZONING of 5.118 acres, from the I-2-U (RC)(W-1), C-4 (RC)(W-1), C-1 (RC)(W-1), and D-5 (RC)(W-1) Districts, to the CBD-S (RC)(W-1) classification to provide for central business district uses, including multi-family dwellings.

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REZONING ORDINANCE NO. 63, 2009.

2009-ZON-811

1522 WEST MORRIS STREET AND 1104 SOUTH HARDING STREET (*Approximate Addresses*)

INDIANAPOLIS, CENTER TOWNSHIP

COUNCIL DISTRICT # 19

HEALTHNET INC., by Andi M. Metzel, requests REZONING of 1.08 acres, from the C-4 and C-7 Districts, to the SU-7 classification to provide for charitable, philanthropic and/or not-for-profit institution uses.

### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 231, 2009. Councillor Pfisterer reported that the Administration and Finance Committee heard Proposal No. 231, 2009 on June 30, 2009. The proposal, sponsored by Councillors Day and Plowman, approves an additional appropriation of \$160,710 in the 2009 Budgets of the Marion County Election Board and Voter's Registration (County General Fund) to fund referenda elections on November 3, 2009, financed by reimbursement from Franklin Township Community School Corporation and Beech Grove City Schools. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Cockrum called for public testimony at 7:34 p.m. There being no one present to testify, Councillor Pfisterer moved, seconded by Councillor Day, for adoption. Proposal No. 231, 2009 was adopted on the following roll call vote; viz:

*24 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Scales, Smith*

*2 NAYS: Hunter, Vaughn*

*3 ABSENT: Minton-McNeill, Sanders, Speedy*

Proposal No. 231, 2009 was retitled FISCAL ORDINANCE NO. 24, 2009, and reads as follows:

#### CITY-COUNTY FISCAL ORDINANCE NO. 24, 2009

A FISCAL ORDINANCE amending the City-County Annual Budget for 2009 (City-County Fiscal Ordinance No. 54, 2008) by appropriating One Hundred Sixty Thousand Seven Hundred Ten Dollars (\$160,710) in the County General Fund for purposes of the Marion County Election Board (MCEB).

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

SECTION 1. To provide for expenditures, the necessity for which has arisen since the adoption of the annual budget, §1.05(a) and §1.05 (b) of the City-County Annual Budget for 2009 be, and is hereby, amended by the increases and by the reductions hereinafter stated for purposes of the Marion County Election Board (MCEB) and Voters' Registration to fund the following activities: (1) to conduct a referenda election as a special election on November 3, 2009 for the Franklin Township Community School Corporation; and (2) to conduct a referendum election as a special election on November 3, 2009 for Beech Grove City Schools. The previously named activities are financed (1) by repayment from the Franklin Township Community School Corporation for deposit into the County General Fund; (2) by repayment from Beech Grove City Schools for deposit into the County General Fund.

SECTION 2. The sum of One Hundred Sixty Thousand Seven Hundred Ten Dollars (\$160,710) be, and the same appropriated for, the purposes as shown in Section 3 and funded by the sources identified in Section 4.

SECTION 3. The following increased appropriations are hereby approved:

<u>(a) MARION COUNTY ELECTION BOARD</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	53,965
2. Supplies	6,090
3. Other Services and Charges	91,835
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	151,890

<u>(b) VOTERS' REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	1,320
2. Supplies	0
3. Other Services and Charges	7,500
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	8,820

SECTION 4. The increased appropriations authorized by Section 3 are funded by a reimbursement of funds in the amount of (1) One Hundred Seventeen Thousand Three Hundred Eighteen Dollars (\$117,318) from Franklin Township Community School Corporation; and (2) Forty-Three Thousand Three Hundred Ninety Two Dollars (\$43,392) from Beech Grove City Schools. The total amount of One Hundred Sixty Thousand Seven Hundred Ten Dollars (\$160,710) will be reimbursed to the County by the end of 2009. For the purpose of continuing to carry out their public education duties, the governing bodies of the Franklin Township School Corporation and Beech Grove City Schools have each adopted a resolution to place a tax levy referendum on ballots. Pursuant to I.C. 20-46-1, the County shall conduct the referenda, and the school corporations shall pay all the costs of holding the referenda. Each of the two school corporations, the MCEB, and Voters' Registration has agreed, in principal, to terms of the payment and reimbursement. This agreement will be reflected in a Memorandum of Understanding (MOU), which will be signed by the two school corporations and the County Election Board by the end of June 2009.

SECTION 5. The said increased appropriation is funded by new revenues, not previously appropriated, that will be deposited into the following fund:

	<u>COUNTY GENERAL FUND</u>
(a) New revenues from Franklin Township Community School Corporation that support the appropriations in Section 3:	<u>117,318</u>
TOTAL	117,318

	<u>COUNTY GENERAL FUND</u>
(b) New revenues from Beech Grove City Schools that support the appropriations in Section 3:	<u>43,392</u>
TOTAL	43,392

SECTION 6. The council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriations for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with I.C. 36-3-4-14.

PROPOSAL NO. 233, 2009. Councillor Day reported that the Parks and Recreation Committee heard Proposal No. 233, 2009 on July 2, 2009. The proposal, sponsored by Councillors Day and Brown, approves an additional appropriation of \$181,455 in the 2009 Budget of the Department of Parks and Recreation (Federal Grants Fund) to fund increased costs of food service contracts pertaining to the Summer Food Program. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Cockrum called for public testimony at 7:36 p.m. There being no one present to testify, Councillor Day moved, seconded by Councillor McQuillen, for adoption. Proposal No. 233, 2009 was adopted on the following roll call vote; viz:

July 20, 2009

25 YEAS: Bateman, Brown, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lewis, Lutz, Mahern (B), Mahern (D), Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nyles, Oliver, Pfisterer, Plowman, Scales, Smith, Vaughn  
1 NAY: Cain  
3 ABSENT: Minton-McNeill, Sanders, Speedy

Proposal No. 233, 2009 was retitled FISCAL ORDINANCE NO. 25, 2009, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 2009

A FISCAL ORDINANCE amending the City-County Annual Budget for 2009 (City-County Fiscal Ordinance No. 54, 2008) by appropriating One Hundred Eighty-One Thousand Four Hundred Fifty-Five Dollars (\$181,455) in the Federal Grants Fund for purposes of the Department of Parks and Recreation and reducing other accounts, where applicable.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(j) of the City-County Annual Budget for 2009 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to fund increased costs of food service contracts due to increased participation in the Summer Food Program, financed by a transfer between characters, as well as new grant revenue, in the Federal Grants Fund.

SECTION 2. The sum of One Hundred Eighty-One Thousand Four Hundred Fifty-Five Dollars (\$181,455) be, and the same appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4, where applicable.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	181,455
4. Capital Outlay	0
TOTAL INCREASE	181,455

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>FEDERAL GRANTS FUND</u>
1. Personal Services	73,790
2. Supplies	23,340
3. Other Services and Charges	0
4. Capital Outlay	0
TOTAL DECREASE	97,130

The said increased appropriation is funded by new revenues, not previously appropriated, that will be deposited into the following fund:

	<u>FEDERAL GRANTS FUND</u>
New revenues supporting the appropriations in Section 3	84,325
TOTAL	84,325

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 236, 2009. Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal No. The proposal, sponsored by Councillors Vaughn and Moriarty Adams, approves an appropriation of \$4,768,903 in the 2009 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to fund operating expenses for the balance of 2009 associated with the consolidation of the Perry Township Fire Department into the

Indianapolis Fire Department, financed by Perry Township revenues. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Cockrum called for public testimony at 7:39 p.m.

Larry Vaughn, Concerned Clergy, said that they were told there would be no additional charges for taxpayers when the merger passed, but this shows it was just the tip of the iceberg. He said that they have inherited four dilapidated buildings and are closing down two stations in his neighborhood, just to tax the system more in order to merge.

Councillor Vaughn stated that Perry Township is giving the City of Indianapolis its operating revenue and it is not costing taxpayers more money and they are not closing any fire stations as a result of this merger.

David Reynolds, City Controller, said that the revenues are being transferred and are fully matched with Perry Township levies and revenues. He said that there is a guarantee that no stations will be closed through 2010, and that the IFD tax district rate would remain the same in 2010, with no tax increase.

Councillor Pfisterer stated that with regard to dilapidated fire stations, there are very few stations that are not state-of-the-art and they are certainly adequate to provide continued stellar fire service.

Councillor Vaughn moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 236, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 236, 2009 was retitled FISCAL ORDINANCE NO. 26, 2009, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 2009

A FISCAL ORDINANCE amending the City-County Annual Budget for 2009 (City-County Fiscal Ordinance No. 54, 2008, Section 1.01(i)) appropriating Four Million Seven Hundred Sixty Eight Thousand Nine Hundred Three Dollars (\$4,768,903) in the Fire General Fund for purposes of the Department of Public Safety.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the City-County Annual Budget for 2009, Section 1.01(i), be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Department of Public Safety, Fire Division, to fund operating expenses for the balance of 2009 associated with the consolidation of the Perry Township Fire Department with the Indianapolis Fire Department, financed by revenues transferred from Perry Township to the City of Indianapolis.

SECTION 2. The sum of Four Million Seven Hundred Sixty Eight Thousand Nine Hundred Three Dollars (\$4,768,903) be, and the same is hereby appropriated for the Department of Public Safety, Fire Division, for the purposes as shown in Section 3, and is supported by the revenues as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	<u>FIRE GENERAL FUND</u>
1. Personal Services	3,400,000
2. Supplies	500,000
3. Other Services and Charges	415,996
4. Capital Outlay	412,907
5. Internal Charges	<u>40,000</u>
TOTAL INCREASE	4,768,903

SECTION 4. This appropriation is funded by the following:

Revenue to be received from Perry Township, supporting the appropriations in Section 3, will total \$4,768,903. Thus, there will be no net change to the Fire General Fund balance.

SECTION 5 This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 213, 2009. Councillor Hunter reported that the Public Works Committee heard Proposal No. 213, 2009 on July 9, 2009. The proposal, sponsored by Councillor Speedy, authorizes intersection controls at Fairfax Road and Harlan Street (District 24). 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 Moriarty Adams, for adoption. Proposal No. 213, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 213, 2009 was retitled GENERAL ORDINANCE NO. 64, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 64, 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>
39	Fairfax Rd Harlan St	Fairfax 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. 232, 2009. Councillor Smith reported that the Metropolitan Development Committee heard Proposal No. 232, 2009 on July 6, 2009. The proposal, sponsored by Councillor Vaughn, approves a transfer of \$32,778 in the 2009 Budget of the Marion County Surveyor (County General and Surveyor's Corner Perpetuation Funds) to fund the purchase of a utility pick-up truck. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Coleman asked if they have researched that this is the best price they can get for a truck, and in this economy if it is necessary to make the purchase this year. Councillor Smith said that they did research the needs and prices, and the current vehicle is unsafe. Debra Jenkins, County Surveyor, stated that it is an expensive truck, but is unique with the locked, double reinforced compartments with a lower truck bed that is necessary for this purpose.

Councillor Oliver asked if the vehicle purchase was the same. Ms. Jenkins said that the vehicle will be purchased with savings in her budget and no new money is being requested. Councillor Cockrum said that he believes Councillor Oliver is wanting to know if the brand of the truck is foreign or domestic. Ms. Jenkins stated that the truck is a Ford.

Councillor Smith moved, seconded by Councillor Cardwell, for adoption. Proposal No. 232, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 232, 2009 was retitled FISCAL ORDINANCE NO. 27, 2009, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 2009

A FISCAL ORDINANCE amending the City-County Annual Budget for 2009 (City-County Fiscal Ordinance No. 54, 2008) by appropriating Thirty-Two Thousand Seven Hundred Seventy-Eight Dollars (\$32,778) in the County General Fund and in the Surveyor's Corner Perpetuation Fund for purposes of the County Surveyor.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, §1.04(g) of the City-County Annual Budget for 2009 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Surveyor to fund the purchase of a utility pick-up truck, which is needed to store and transport surveying equipment used for surveying work, which does include state-mandated projects. This purchase is funded by a transfer of funds within the Surveyor's 2009 appropriation.

SECTION 2. The sum of Twenty-Six Thousand Seven Hundred Seventy-Eight Dollars (\$26,778) be, and the same appropriated for, the purposes as shown in Section 3 by reducing the accounts as shown in Section 4, where applicable.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SURVEYOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	<u>26,778</u>
TOTAL INCREASE	26,778

SECTION 4. The said increased appropriation is funded by the following reduction:

<u>COUNTY SURVEYOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	26,778
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	<u>0</u>
TOTAL DECREASE	26,778

SECTION 5. The sum of Six Thousand Dollars (\$6,000) be, and the same appropriated for, the purposes as shown in Section 6 by reducing the accounts as shown in Section 7, where applicable.

SECTION 6. The following increased appropriation is hereby approved:

<u>COUNTY SURVEYOR</u>	<u>SURVEYOR'S CORNER PERPETUATION FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	<u>6,000</u>
TOTAL INCREASE	6,000

SECTION 7. The said increased appropriation is funded by the following reduction:

<u>COUNTY SURVEYOR</u>	<u>SURVEYOR'S CORNER PERPETUATION FUND</u>
1. Personal Services	0
2. Supplies	6,000
3. Other Services and Charges	0
4. Capital Outlay	<u>0</u>
TOTAL DECREASE	6,000

SECTION 7. The council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriations for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 234, 2009. Councillor Day reported that the Parks and Recreation Committee heard Proposal No. 234, 2009 on July 2, 2009. The proposal, sponsored by Councillor Day, reallocates and approves certain public purpose grants totaling \$1,000,000 for the support of the arts. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor McQuillen asked the dollar amount being spent in administrative costs. Shawn Mulholland, chairman of the board of directors for the Arts Council of Indianapolis, stated that \$37,000 will go to administrative costs. Councillor McQuillen asked if any of the board members approving these grants serve on other art institution boards. Mr. Mulholland said that there are about four or five members that serve on other boards, but they do not weigh in on these matters and recuse themselves from voting on approval for those organizations on whose boards they serve. There are 20 board members total.

Councillor Scales said that some of these organizations are quite successful in their fund-raising efforts, and she asked why the city is giving more tax dollars to the organizations that seem to be flush with cash and revenue in these difficult times. Mr. Mulholland said that there are no arts organizations that are truly flush with cash in this economic time. He said that all arts organizations are faced with reduced contributions, and even those with endowments are seeing tremendous cuts. He added that attendance at art venues has also decreased, and every dollar these entities can get is vitally important to the health of each of these organizations. Councillor Scales said that in comparison to what every family and business is experiencing at this time in this economic climate, it seems some of these organizations are in better shape than other organizations and have a group of donors in the community who have the ability to donate to their cause. Mr. Mulholland said that it is important for a healthy city to have arts organizations of all shapes and sizes, big and small, to provide community outreach programs. Councillor

Scales said that she appreciates these organizations' contributions, but in this difficult time, feels the city needs to take extra care in prioritizing their needs and "must-haves."

Councillor Cain said that in times like these it is important to recognize the economic development that the arts bring to Indianapolis to attract businesses and improve the quality of life. She said that this is just a fraction of the budget and is a good use of funds to help keep a vibrant downtown. She said that this also shows other donors that the city is supportive and the funding will encourage more donations.

Councillor Coleman stated that these are public tax dollars, and the Arts Council and all of these organizations are private organizations. He said that there are thousands of small private businesses that are not asking the city to fund their operations with tax dollars, and he asked why these organizations are asking the administration to help fund their operations. Mr. Mulholland said that arts activities help to improve the public safety of a community and offer an educational component.

Councillor Hunter stated that what the arts do for economic development in Indianapolis is very vital, and even board members are expected to contribute to the organizations financially for which boards they serve. He said that the city needs to show some commitment to support the arts as well, and he supports the proposal.

Councillor Lutz stated that these are tough economic times, but all parts need to be working together for the health of the community. He said that arts do not just affect downtown, such as in Pike Township with the Indianapolis Museum of Art and Clowes Hall by Butler University, but it provides the county's citizenry with an overall rounding of personalities. Arts help shape the vision of the city and what folks around the world think of Indianapolis, and helps with economic development and quality of life to attract new businesses.

Councillor Vaughn said that one of the greatest frustrations of this body is that it has no jurisdiction over the schools. Funding these types of activities allows the Council to have input in making sure children who cannot afford specialized training or education they cannot get through the schools, have access to these opportunities. He said that he supports the proposal.

Councillor Nytes commended the arts organizations for already taking steps to tighten up operations and making hard decisions like laying off staff because of the loss of endowment money, as well as public dollars. She said that the city has not had to make some of these tough decisions yet in their own departments. She added that many in the business community continue to support arts organizations in these difficult times because they believe they are critical to the quality of life in the community, and the city could learn from the example of the business community.

Councillor D. Mahern said that the Arts Council has been very forward-thinking, and has been on the hot-seat for many years, and continues to be forthright about what it does for the community. He said that the arts affect the entire county, not just one area, and he appreciates all these organizations do for the community.

Councillor Brown thanked the arts organizations for all their good work and said that the Democrats supported arts a couple of years ago when the Republicans did not, and now, through education efforts, the Republicans are recognizing the worth of the arts. He commended Councillor Cain for supporting the arts funding, even though she did not support funding free lunches for poor kids earlier.

Councillor Bateman said that kids who are engaged in the arts and other extracurricular activities are found to do better in academic areas, as well. He said that budget cuts are usually made in the arts, but without support for arts programs in the inner city, many kids would not experience these opportunities.

Councillor Gray said that it is good to see his colleagues from the other side of the aisle finally supporting the arts.

Councillor Day moved, seconded by Councillor Cain, for adoption. Proposal No. 234, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 234, 2009 was retitled GENERAL RESOLUTION NO. 18, 2009, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 18, 2009

PROPOSAL FOR A GENERAL RESOLUTION approving certain public purpose grants totaling \$1,000,000.00 for the support of the arts.

WHEREAS, the City-County Council of the Consolidated City of Indianapolis and Marion County, Indiana ("City-County Council") appropriated the sum of one million dollars (\$1,000,000.00) in Section 4.01 of City-County Fiscal Ordinance No. 54, 2008, Annual Budget of the Consolidated City of Indianapolis (Budget Ordinance) for funding arts grants to be made by the Arts Council of Indianapolis and provided that such grants shall be considered public purpose local grants; and

WHEREAS, Section 4.01 of City-County Fiscal Ordinance No. 54, 2008 of the Budget Ordinance requires that sums appropriated therein for public purpose local grants shall not be spent until the City-County Council approves the amount and identity of the recipient of each grant; and

WHEREAS, the City-County Council approved the allocation of the grant amounts for 2009 in General Resolution No. 5, 2009; and

WHEREAS, the Arts Council of Indianapolis has requested a revision of the allocations for 2009; and

WHEREAS, the Council finds that the organizations whose awards would be reduced have agreed to such reductions, now, therefore:

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

SECTION 1. City-County General Resolution No. 5, 2009 is hereby repealed.

SECTION 2. The following grants and administrative expenses totaling one million dollars (\$1,000,000.00) for support of the arts in the calendar year 2009 are reallocated and approved in the following amounts for the following organizations:

**ARTS COUNCIL OF INDIANAPOLIS**  
**2009 Annual Grant Program**  
*Funded by the City of Indianapolis*

**LIST OF GRANT RECIPIENTS**

<b>Organization Name</b>	<b>2009 Grant</b>
American Cabaret Theatre	\$ 2,500
American Pianists Association	\$ 24,000
Art With a Heart, Inc.	\$ 5,000
Asante Children's Theatre	\$ 2,500
Children's Museum of Indianapolis	\$100,000
Children's Theatre Institute, Inc.	\$ 4,500
Clowes Memorial Hall	\$ 18,450
Dance Kaleidoscope, Inc.	\$ 28,000
Eiteljorg Museum	\$ 63,900
Encore Vocal Arts	\$ 5,000
Festival Music Society	\$ 3,500
Fine Arts Society of Indianapolis	\$ 2,500
Footlite Musicals, Inc.	\$ 2,000
Freetown Village, Inc.	\$ 20,250
Gregory Hancock Dance Theatre	\$ 8,000
Harrison Center for the Arts	\$ 6,000
Heartland Truly Moving Pictures	\$ 9,000
Indiana Historical Society	\$ 5,850
Indiana Repertory Theatre	\$63,900
Indiana State Museum Foundation	\$ 27,450
Indianapolis Arts Center	\$ 39,600
Indianapolis Chamber Orchestra	\$ 22,000
Indianapolis Children's Choir	\$ 17,500
Indianapolis Civic Theatre	\$ 22,050
Indianapolis Museum of Art	\$ 72,000
Indianapolis Museum of Contemporary Art	\$ 4,500
Indianapolis Opera	\$ 31,950
Indianapolis Symphonic Band, Inc.	\$ 4,500
Indianapolis Symphonic Choir	\$ 12,500
Indianapolis Symphony Orchestra	\$100,000
Indianapolis Theatre Fringe Festival	\$ 5,000
Indianapolis Zoo	\$ 18,000
IndyBaroque	\$ 1,000
IndyChoruses	\$ 1,500
InterAction Theatre, Inc.	\$ 4,000
International Violin Competition	\$ 25,000
Madame Walker Theatre Center	\$ 7,750
Motus Dance Theatre	\$ 2,500
Music for All, Inc.	\$ 16,000
New World Youth Orchestras	\$ 4,000
Orkestra Projekt	\$ 1,000
Philharmonic Orchestra of Indpls	\$ 8,000
Phillips Music Guild	\$ 1,250
Phoenix Theatre	\$ 30,500
President Benjamin Harrison Foundation	\$ 2,500
Primary Colours	\$ 3,500
Ronen Chamber Ensemble	\$ 2,500
ShadowApe Theatre Company	\$ 2,000
Storytelling Arts of Indiana	\$ 15,500
Summer Stock Stage	\$ 1,500
Urban Arts Consortium	\$ 3,250
VSA arts of Indiana	\$ 26,000
WFYI Teleplex	\$ 20,700
Writers' Center	\$ 3,250
Young Audiences of Indiana	\$ 27,900
<b>Total</b>	<b>\$963,000</b>

July 20, 2009

**Arts Council of Indianapolis  
Distribution of 2009 City Arts Funding**

2009 Grant Recommendations (see attached list of grant recipients)	\$963,000
Adjudication and Panel Costs	\$0
Direct program costs including audit fees, workshops, publicity and promotion, printing, and technology and web development (no staff salaries or benefits are included in this line item)	\$37,000
<b>Total of 2009 Arts Funding as Line Item through Indy Parks and Recreation</b>	<b>\$1,000,000</b>

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

PROPOSAL NO. 237, 2009. Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal No. 237, 2009 on July 1, 2009. The proposal, sponsored by Councillor McQuillen, amends the Code to restrict solicitation at intersections. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Mansfield stated that the current panhandling ordinance already prohibits panhandling in roadways and interfering with traffic. She said that this ordinance would prohibit people standing passively outside a business establishment on the corner holding a sign to advertise. She said that this is unconstitutional and conflicts with state statute. She added that if citizens do see someone distributing materials or soliciting money in the streets, they should call the police, as this is already prohibited by current law. She added that there is obviously an enforcement issue with the current ordinance, and therefore, making it stricter will not solve that problem.

Councillor Brown asked if there is a current panhandling ordinance on the books. Councillor McQuillen said that there is. Councillor Brown asked how many violations have been cited since 2007. Councillor McQuillen said that he asked for that information, and was told the outlying districts do not keep record of those violations. Councillor Brown asked Councillor Plowman if he could testify to the amount of violations. Councillor Plowman said that he does not work in the records division and records are kept by officer on those types of offenses. Councillor Brown said that this body spent a lot of time on the 1999 ordinance and met with many groups, including the Nation of Islam. He asked if Councillor McQuillen has met with such organizations. Councillor McQuillen said that he has seen representatives from such organizations stand in the medians of the street and enter the street to interact with occupants of a vehicle and this is a public safety issue and should not be allowed. He said that since he introduced the proposal, he has had numerous calls in support of the effort. Councillor Brown asked if the Indianapolis Metropolitan Police Department (IMPD) asked Councillor McQuillen to introduce this ordinance. Councillor McQuillen said that they did not and he felt the need was there and offered it himself.

Councillor Bateman said that state statute prohibits panhandling but not passively standing with a sign. He said that local law cannot overrule that statute, and panhandling is a form of free speech. He said that solicitations and panhandling disturbs him also when individuals get in his face, but this proposal is taking it too far in limiting free speech, such as with a recent incident where a public safety officer told a youth ministry group at the Black Expo that they could not talk about Jesus.

Councillor Pfisterer said that she respects Councillor Bateman's views, but this ordinance does not limit free speech. It simply stipulates where free speech can be done without becoming a public safety hazard. She said that it is against the law to yell "Fire!" in a theatre because of public safety issues, and this is no different. She said that a 50-foot zone still allows a person to stand away from the traffic and practice free speech safe from a hazard zone.

Councillor Pfisterer said that after talking to some of her constituents, she supports the proposal because the practice is disturbing, distracting and dangerous and often children are involved and used to actually solicit in the middle of the street. She said that she has heard that on some corners and intersections, a panhandler can make up to \$200 a day, but they need to protect the children and those driving so that no one has to live with the guilt of seriously or fatally injuring another individual just for a few dollars.

Councillor Coleman said that if officials start legislating away every single thing that annoys them, one day they will find that city government will be legislated away.

Councillor Mansfield said that the examples that have been cited so far are already against the current ordinance. Going into the street and knocking on a car window is already prohibited, and the 50-foot language will not solve the enforcement problem. She said that it will, however, prohibit an individual from standing peaceably and unobstructively on a sidewalk with a sign.

Councillor Brown asked how individuals could solicit money from 50 feet away when most cannot even read a sign from that distance. Councillor McQuillen said that this language gives police another weapon in their arsenal to keep people from obstructing traffic and causing safety hazards.

Councillor Hunter said that by Indiana law it is a criminal misdemeanor to stop people in the middle of a roadway. This proposal prohibits people from standing in the street along the sides of the street and causing hazards and further obstruction. He said that it is not unconstitutional. Currently, a police officer would have to lock up a person standing in the street impeding traffic, and this would give the police another tool, and give citizens a warning before an arrest. He said that this in no way flies in the face of the Indiana Code, and instead moves people out of potentially harmful situations.

Councillor Brown said that there are already tools in place and police can give citations to people already for blocking traffic, and since IMPD is not pushing the ordinance, he does not see how it affects public safety.

Councillor Hunter said that as the elected body, if this Council only did what was pushed by the administration, then they would not be doing their job. He said that this is a hollow argument, as Councillor Brown has brought forth many such proposals not being pushed by the administration. He said that this will give police officers more tools for a community policing approach, and it has been proven that moving window washers out of the streets in New York has reduced crime.

Councillor B. Mahern said that he has serious concerns about this being unconstitutional and limiting free speech. He said that in many intersections, traffic is backed up 50 feet, and this would be out of the right-of-way and people have a constitutional right to stand on the sidewalk next to an intersection.

Councillor D. Mahern said that IMPD does not have the manpower for speed reductions and to enforce the current ordinance, and he does not know how making it stricter will help that

situation. He said that many poll workers and campaigners have to stand 50 feet away from a polling location on one day a year and this is regularly disputed, so he does not know how this random distance will be enforced the other 364 days a year.

Councillor Nytes said that she also has some frustration about the behavior in the community of panhandlers, especially at two intersections in her district. However, she said that she has not had discussions with public safety officials and there may be some unintended consequences of this proposal. She moved, seconded by Councillor Moriarty Adams, to return Proposal No. 237, 2009 to committee.

Councillor McQuillen said that the proposal has already been thoroughly vetted in committee and he does not see any valid reason to send it back.

Councillor Moriarty Adams encouraged her fellow Councillors to vote to return the proposal to committee. She said that she would like to have IMPD come before the committee to speak to this proposal with regard to enforcement, statistics, and the areas where it is needed most. She said that it would be a waste of time to pass if it could not be enforced.

Councillor Oliver said that he was disappointed in the amendments made in committee. President Cockrum said that the discussion at this time is only with regard to the motion to return the proposal to committee. Councillor Oliver said that he would like to see it returned to committee in order to further help those who cannot help themselves.

The motion to return Proposal No. 237, 2009 to committee failed on the following roll call vote; viz:

*11 YEAS: Bateman, Brown, Evans, Lewis, Mahern (B), Mahern (D), Malone, Mansfield, Moriarty Adams, Nytes, Oliver*

*15 NAYS: Cain, Cardwell, Cockrum, Coleman, Day, Gray, Hunter, Lutz, McHenry, McQuillen, Pfisterer, Plowman, Scales, Smith, Vaughn*

*3 ABSENT: Minton-McNeill, Sanders, Speedy*

Councillor Oliver said that he was disappointed in the form of the proposal, and how it targets the poor simply because people do not want to see them standing by the roadside holding up a sign. He said that this is mean-spirited targeting a certain group of people and condemning the poor, attacking those asking for help and a handout. He said that instead of helping them, the administration wants to give them a citation and fine them, and it is wrong that this body is even considering this action.

Councillor Smith said that he has travelled through many neighborhoods, and there is a very diverse mixture of people out there with signs panhandling, and some of them are actually raising enormous amounts of cash daily. He said that there are legitimate programs around the County to help those who are truly in need, but this is a public safety issue when drivers cannot tell between who legitimately is in need of help and who might be preying on them to carjack or cause them harm. He said that this ordinance may not be the perfect solution, but they need to solve some of these problems instead of acting passively. He said that there are many organizations and churches helping those in need, but there are some standards that need to be set, and this Council needs to give public safety officials all the tools they can in their arsenal to fight crime and ensure the safety of the public.

Councillor Pfisterer said that she is disappointed that this discussion has become about targeting a specific group of people, as she would not be in favor of such legislation. She supports the ordinance because it is truly about keeping the public safe.

Councillor McQuillen agreed and said that this ordinance is all about making the streets safer and has nothing to do with restricting free speech.

Councillor McQuillen moved, seconded by Councillor Pfisterer, for adoption. The motion failed on the following indecisive roll call vote; viz:

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

President Cockrum stated that a proposal needs 15 votes either for or against for it to pass or fail, and therefore, Proposal No. 237, 2009 will stay on the table for the next meeting until further motion is offered and a decisive vote is forthcoming.

PROPOSAL NO. 238, 2009. Councillor Hunter reported that the Public Works Committee heard Proposal No. 238, 2009 on July 9, 2009. The proposal, sponsored by Councillor Hunter, approves a transfer of \$900,000 in the 2009 Budget of the Department of Public Works (Consolidated County Fund) to fund maintenance and repair costs for the City-County's vehicle fleet. 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 Day, for adoption. Proposal No. 238, 2009 was adopted on the following roll call vote; viz:

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

Proposal No. 238, 2009 was retitled FISCAL ORDINANCE NO. 28, 2009, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 2009

A FISCAL ORDINANCE amending the City-County Annual Budget for 2009 (City-County Fiscal Ordinance No. 54, 2008) appropriating Nine Hundred Thousand Dollars (\$900,000) in the Consolidated County Fund for purposes of the Department of Public Works, and reducing certain other accounts for that agency, where applicable.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (h) of the City-County Annual Budget for 2009 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works to fund maintenance and repair costs for the City-County's vehicle fleet, financed by a transfer between characters in the Department of Public Works' Consolidated County Fund appropriations.

SECTION 2. The sum of Nine Hundred Thousand Dollars (\$900,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	900,000
4. Capital Outlay	0
5. Internal Charges	0
TOTAL INCREASE	900,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	0
2. Supplies	900,000
3. Other Services and Charges	0
4. Capital Outlay	0
5. Internal Charges	0
TOTAL DECREASE	900,000

SECTION 5. This 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. 239-242, 2009 on July 9, 2009. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 239, 2009. The proposal, sponsored by Councillor Hunter, establishes that the Council is interested in acquiring a real estate right-of-way and perpetual easement owned by ABC Petroleum, Inc. for a roadway improvement project on 10th Street. PROPOSAL NO. 240, 2009. The proposal, sponsored by Councillor Hunter, establishes that the Council is interested in acquiring real estate rights-of-way owned by Baird & Young, L.L.C. for a roadway improvement project on South Emerson Avenue. PROPOSAL NO. 241, 2009. The proposal, sponsored by Councillor Hunter, establishes that the Council is interested in acquiring real estate rights-of-way owned by Jiries Ishak for a roadway improvement project on South Emerson Avenue. PROPOSAL NO. 242, 2009. The proposal, sponsored by Councillor Hunter, establishes that the Council is interested in acquiring real estate rights-of-way owned by Jenco Investments, LLC for a roadway improvement project on South Emerson Avenue. By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they be stricken. Councillor Hunter moved, seconded by Councillor Moriarty Adams, to strike. Proposal Nos. 239-242, 2009 were stricken on the following roll call vote; viz:

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

Councillor Hunter reported that the Public Works Committee heard Proposal Nos. 244-253, 2009 on July 9, 2009. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 244, 2009. The proposal, sponsored by Councillor Hunter, authorizes school day parking restrictions on the north and south sides of Julian Avenue (District 21). PROPOSAL NO. 245, 2009. The proposal, sponsored by Councillor Minton McNeill, authorizes a change in parking restrictions on Pennsylvania Street between Ohio Street and New York Street (District 15). PROPOSAL NO. 246, 2009. The proposal, sponsored by Councillor Brown, authorizes intersection controls in the Orchard Valley Farms subdivision, Sections 4 and 5 (District 18).

PROPOSAL NO. 247, 2009. The proposal, sponsored by Councillors Lewis and Gray, authorizes intersection controls in the Cheswick Place subdivision, Sections 1 and 2A (Districts 7, 8). PROPOSAL NO. 248, 2009. The proposal, sponsored by Councillor D. Mahern, authorizes a multi-way stop at the intersection of Beulah Avenue and Legrande Avenue. PROPOSAL NO. 249, 2009. The proposal, sponsored by Councillor Lewis, authorizes a multi-way stop at the intersection of Patton and Suburban Drives (District 7). PROPOSAL NO. 250, 2009. The proposal, sponsored by Councillor Cockrum, authorizes intersection controls in the Copeland Mills Estates subdivision (District 22). PROPOSAL NO. 251, 2009. The proposal, sponsored by Councillor Cockrum, authorizes intersection controls in the Camby Village Triplex subdivision (District 22). PROPOSAL NO. 252, 2009. The proposal, sponsored by Councillor Cockrum, authorizes intersection controls in the Cedar Park subdivision, Sections 1 and 2 (District 22). PROPOSAL NO. 253, 2009. The proposal, sponsored by Councillor Cockrum, authorizes intersection controls at the intersection of Camby Village Boulevard and Kentucky Avenue (District 22). 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 Day, for adoption. Proposal Nos. 244-253, 2009 were adopted on the following roll call vote; viz:

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

Proposal No. 244, 2009 was retitled GENERAL ORDINANCE NO. 65, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 65, 2009

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-124, Parking prohibited during specified hours on certain days.

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. 621-124, Parking prohibited during specified hours on certain days, be and the same is hereby amended by the deletion of the following, to wit:

**SCHOOL DAYS**

*From 7:00 a.m. to 4:00 p.m.*

*Julian Avenue, on the north side,  
From a point 360 feet east of Julian Avenue to a point  
495 feet east of Julian Avenue*

*Julian Avenue, on the south side,  
From a point 270 feet east of Julian Avenue to a point  
495 feet east of Julian Avenue*

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-124, parking prohibited during specified hours on certain days, be, and the same is hereby amended by the addition of the following, to wit:

**SCHOOL DAYS**

*From 7:00 a.m. to 4:00 p.m.*

*Julian Avenue, on both sides, from a point 144 feet east of Kitley Avenue  
to a point 495 feet east of Kitley Avenue.*

July 20, 2009

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

Proposal No. 245, 2009 was retitled GENERAL ORDINANCE NO. 66, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 66, 2009

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets; Sec. 621-124, Parking prohibited during specified hours on certain days; and Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours.

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. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

*Pennsylvania Street*, on the west side, from Ohio Street to New York Street

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

*Pennsylvania Street*, on both sides, from Ohio Street to New York Street

SECTION 3. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-124, parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY AND HOLIDAYS

*From 7:00 a.m. to 6:00 p.m.*

*Pennsylvania Street*, on the east side, from the north curblin of New York Street,  
north for a distance of 120 feet;

*Pennsylvania Street*, on the east side from Ohio Street to a point 314 feet north of Ohio Street

SECTION 4. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-125, Stopping, standing or parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAY  
AND SUNDAY

*From 6:00 a.m. to 9:00 a.m.*

*Pennsylvania Street*, on the east side, from North Street to a point 145 feet south of New York Street;

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 246, 2009 was retitled GENERAL ORDINANCE NO. 67, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 67, 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>
21	Apple Creek Dr Candy Apple Ln	Apple Creek Dr	Stop
21	Apple Creek Dr 42 <sup>nd</sup> St	42 <sup>nd</sup> St	Stop
21	Candy Apple Blvd Candy Apple Ln	Candy Apple Blvd	Stop
21	Candy Apple Blvd 42 <sup>nd</sup> St	42 <sup>nd</sup> St	Stop
21	Candy Apple Ct Candy Apple Ln	Candy Apple 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. 247, 2009 was retitled GENERAL ORDINANCE NO. 68, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 68, 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>
17	Aylesford Ln Kilburn Dr	Aylesford Ln	Stop
17	Beaconsfield Ln Bloomsbury Ln	Beaconsfield Ln	Stop
17	Beaconsfield Ln Bodelva Ln	Beaconsfield Ln	Stop
17	Bloomsbury Ln Kilburn Dr	Kilburn Dr	Stop
17	Bodelva Ln Kilburn Dr	Bodelva Ln	Stop
17	Bloomsbury Ln Teddington Way	Teddington Way	Stop
17	Shepperton Blvd 39 <sup>th</sup> St	39 <sup>th</sup> St	Stop

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

July 20, 2009

Proposal No. 248, 2009 was retitled GENERAL ORDINANCE NO. 69, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 69, 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>
30	Beulah Ave Legrande Ave	Beulah Ave	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>
30	Beulah Ave Legrande 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. 249, 2009 was retitled GENERAL ORDINANCE NO. 70, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 70, 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>
16	Patton Dr Suburban Dr	Patton Dr	Yield

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>
16	Patton Dr Suburban Dr	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. 250, 2009 was retitled GENERAL ORDINANCE NO. 71, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 71, 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>
37	Copeland Lakes Pl Maple Branch Pl	Maple Branch Pl	Stop
37	Copeland Lakes Pl Sleuth Cir	Copeland Lakes Pl	Stop
37	Copeland Lakes Dr Copeland Lakes Pl Copeland Mills Dr	Copeland Mills Dr	Stop
37	Copeland Mills Dr Timberland Way	None	All-Way Stop
37	Milhouse Rd Timberland Way	Milhouse Rd	Stop
37	Timberland Way Vets Cir	Timberland Way	Stop
44	Copeland Lakes Dr Copeland Lakes Ln	Copeland Lakes Dr	Stop
44	Copeland Lakes Dr Green Mountain Ct Trillium Woods Ct	Copeland Lakes Dr	Stop
44	Copeland Lakes Dr Oak Limb Ct	Copeland Lakes Dr	Stop
44	Copeland Lakes Dr Navy Cir Timberland Ct	Copeland Lakes Dr	Stop
44	Copeland Mills Ct Copeland Mills Dr	Copeland Mills Dr	Stop
44	Copeland Mills Dr High School Rd	High School 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. 251, 2009 was retitled GENERAL ORDINANCE NO. 72, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 72, 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:

July 20, 2009

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
43	Camby Village Blvd Gold Rush Way	Camby Village Blvd	Stop
43	Firecrest Ln Gold Rush Way	Gold Rush 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. 252, 2009 was retitled GENERAL ORDINANCE NO. 73, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 73, 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	Abalone Dr Calabash Pl	Calabash Pl	Stop
45	Abalone Dr Coconut Ct	Coconut Ct	Stop
45	Banta Rd Coconut Ct	Banta Rd	Stop
45	Bristlecone Dr Calabash Pl	Calabash Pl	Stop
45	Bristlecone Dr Coconut Ct	Coconut Ct	Stop
45	Bristlecone Dr Pinebark Dr	Bristlecone Dr	Stop
45	Calabash Dr Coconut Ct	Coconut Ct	Stop

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

Proposal No. 253, 2009 was retitled GENERAL ORDINANCE NO. 74, 2009, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 74, 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>
43	Camby Village Blvd Kentucky Ave	Kentucky Ave	Stop

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

Councillor Lutz reported that the Rules and Public Policy Committee heard Proposal Nos. 269 and 270, 2009 on July 7, 2009. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 269, 2009. The proposal, sponsored by Councillors Day and Plowman, certifies a question to be submitted to voters in the November 3, 2009 special election regarding a referendum tax levy by Beech Grove City Schools. PROPOSAL NO. 270, 2009. The proposal, sponsored by Councillors Day and Plowman, certifies two questions to be submitted to voters in the November 3, 2009 special election regarding referenda tax levies by Franklin Township Community School Corporation. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Lutz moved, seconded by Councillor Cain, for adoption. Proposal Nos. 269 and 270, 2009 were adopted on the following roll call vote; viz:

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

Proposal No. 269, 2009 was retitled GENERAL RESOLUTION NO. 19, 2009, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 19, 2009

PROPOSAL FOR A GENERAL RESOLUTION to certify a question to be submitted to voters in the November 3, 2009 special election regarding a referendum tax levy by Beech Grove City Schools.

WHEREAS, pursuant to IC 20-46-1-8(a)(2), a school corporation may place a referendum on the ballot for the purpose of replacing the property tax revenue loss because of the application of the circuit breaker tax caps or credits pursuant to IC 6-1.1-20.6; and

WHEREAS, because of its urgent financial situation, Beech Grove City Schools desires to hold this referendum by special election on November 3, 2009 and has adopted the resolution required to place said referendum on the ballot pursuant to IC 20-46-1-8, attached hereto and made a part thereof; and

WHEREAS, pursuant to IC 20-46-1-12 and IC 20-46-1-14, the county fiscal body shall certify the question no later than ninety (90) days prior to the scheduled date of the referendum to the county election board to be voted on at the referendum; and

WHEREAS, pursuant to IC 20-46-1-10, the question to be submitted to voters residing in the jurisdiction of Beech Grove City Schools in the referendum must read, "For the next seven calendar years immediately following the holding of the referendum, shall the Beech Grove City Schools impose a property tax rate that does not exceed thirty-five cents (\$0.35) on each one hundred dollars (\$100) of assessed valuation and that is in addition to the school corporation's normal tuition support tax rate?"; now, therefore:

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

July 20, 2009

SECTION 1. Pursuant to the specific authority and direction provided by IC 20-46-1-12, the City-County Council hereby certifies the question to be voted on at the referendum to be held in the November 3, 2009 special election to the county election board.

SECTION 2. The question to be submitted to voters residing in the jurisdiction of Beech Grove City Schools in the referendum shall read as follows:

"For the next seven calendar years immediately following the holding of the referendum, shall the Beech Grove City Schools impose a property tax rate that does not exceed thirty-five cents (\$0.35) on each one hundred dollars (\$100) of assessed valuation and that is in addition to the school corporation's normal tuition support tax rate?"

SECTION 3. Upon the effective date of this general resolution, the Clerk of the City-County Council shall deliver a certified copy thereof to the County Clerk in order that the County Clerk and the County Election Board may discharge their duties pursuant to IC 20-46-1 et seq.

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

Proposal No. 270, 2009 was retitled GENERAL RESOLUTION NO. 20, 2009, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 20, 2009

PROPOSAL FOR A GENERAL RESOLUTION to certify two (2) questions to be submitted to voters in the November 3, 2009 special election regarding referenda tax levies by Franklin Township Community School Corporation.

WHEREAS, pursuant to IC 20-46-1-8(a)(2), a school corporation may place a referendum on the ballot for the purpose of replacing the property tax revenue loss because of the application of the circuit breaker tax caps or credits pursuant to IC 6-1.1-20.6; and

WHEREAS, pursuant to IC 20-46-1-8(a)(1), a school corporation may place a referendum on the ballot if it determines that it cannot, in a calendar year, carry out its public educational duty unless it imposes a referendum tax levy; and

WHEREAS, because of the urgency of its financial situation, Franklin Township Community School Corporation desires to hold both such referenda by special election on November 3, 2009 and has adopted the resolution required to place said referenda on the ballot pursuant to IC 20-46-1-8, attached hereto and made a part thereof; and

WHEREAS, pursuant to IC 20-46-1-12 and IC 20-46-1-14, the county fiscal body shall certify the questions no later than ninety (90) days prior to the scheduled date of the referenda to the county election board to be voted on at the referenda; and

WHEREAS, pursuant to IC 20-46-1-10, the questions to be submitted to voters residing in the jurisdiction of Franklin Township Community School Corporation in the referenda must read as follows:

"For the next seven calendar years immediately following the holding of the referendum, shall the Franklin Township Community School Corporation impose a property tax rate that does not exceed thirty-three and one-third cents (\$0.3333) on each one hundred dollars (\$100) of assessed valuation and that is in addition to the school corporation's normal tuition support tax rate?"; and

"For the next seven calendar years immediately following the holding of the referendum, shall the Franklin Township Community School Corporation impose a property tax rate that does not exceed sixteen and two-thirds cents (\$0.1667) on each one hundred dollars (\$100) of assessed valuation and that is in addition to the school corporation's normal tuition support tax rate?"; now, therefore:

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

SECTION 1. Pursuant to the specific authority and direction provided by IC 20-46-1-12, the City-County Council hereby certifies the questions to be voted on at the referenda to be held in the November 3, 2009 special election to the county election board.

SECTION 2. The questions to be submitted to voters residing in the jurisdiction of Franklin Township Community School Corporation in the referenda shall read as follows:

"For the next seven calendar years immediately following the holding of the referendum, shall the Franklin Township Community School Corporation impose a property tax rate that does not exceed thirty-three and one-third cents (\$0.3333) on each one hundred dollars (\$100) of assessed valuation and that is in addition to the school corporation's normal tuition support tax rate?"

"For the next seven calendar years immediately following the holding of the referendum, shall the Franklin Township Community School Corporation impose a property tax rate that does not exceed sixteen and two-thirds cents (\$0.1667) on each one hundred dollars (\$100) of assessed valuation and that is in addition to the school corporation's normal tuition support tax rate?"

SECTION 3. Upon the effective date of this general resolution, the Clerk of the City-County Council shall deliver a certified copy thereof to the County Clerk in order that the County Clerk and the County Election Board may discharge their duties pursuant to IC 20-46-1 et seq.

SECTION 4. 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 Coleman invited everyone to attend the Indiana Robotics Competition on July 31 and August 1, 2009. He said that he will have the Clerk of the Council disseminate information. Councillor Oliver congratulated Councillor Bateman, who will become an ordained minister by the next time this Council meets. Councillor Gray wished Councillor Vaughn good luck in upcoming elections for a position as State Representative.

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

- (1) Councillors Lewis, Minton-McNeill, Bateman and Evans in memory of Martina Marie Pickens ; and
- (2) Councillor McQuillen in memory of Harry C. Block and the Honorable William T. Sharp ;
- (3) Councillor Pfisterer in memory of Ralph M. Arnold, Jr. and Richard Paul Huffer ; and
- (4) Councillors Pfisterer and Malone in memory of Dianne McCabe ; and
- (5) Councillors Pfisterer, Hunter and Plowman in memory of Arthur Kennedy, Richard Hamilton, Robert Simmons, Robert Dwyer and Sanford Bennett ; and
- (6) Councillor Nytes in memory of Robert J. Alexander ; and
- (7) Councillors Gray and Malone in memory of Steve Talley.

Councillor Sanders moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Martina Marie Pickens, Harry C. Block, the Honorable William T. Sharp, Ralph M. Arnold, Jr., Richard Paul Huffer, Dianne McCabe, Arthur Kennedy, Richard Hamilton, Robert Simmons, Robert Dwyer, Sanford Bennett, Robert J. Alexander, and Steve Talley. She respectfully asked the support of fellow Councillors. She 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.

July 20, 2009

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:53 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 20th day of July, 2009.

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

*Bob Cokerum*

President

*Melissa Thompson*

Clerk of the Council

ATTEST:

(SEAL)