

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

**REGULAR MEETINGS  
MONDAY, OCTOBER 6, 2008**

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 7:03 p.m. on Monday, October 6, 2008, with President Cockrum presiding.

Councillor Minton McNeill introduced Pastor Ronald Covington, Friendship Missionary Baptist Church, who led the opening prayer. She then invited all present to join her in the Pledge of Allegiance to the Flag.

**ROLL CALL**

President Cockrum 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:

*28 PRESENT: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Minton McNeill, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn  
1 ABSENT: Moriarty Adams*

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

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor McQuillen introduced Jim Gunney. Councillor Speedy recognized former Councillor-At-Large Lonnell Conley. Councillor Mansfield recognized previous Parks Director Joseph Wynns. Councillor Lutz recognized Deputy Mayor Olgen Williams. Councillor Minton-McNeill recognized members of her Indianapolis Public Schools family, church family, and Pastor Ronald Covington. Councillor Bateman recognized the drive by prayer team, Pastor Hill and his wife. Councillor Pryor recognized Dr. Jacque Greenwood, Arlington High School. Councillor Malone recognized high school classmate Ellis Woolridge, Harry Dodson, Fred Taylor, and Mrs. Joseph Wynns. Councillor Minton-McNeill recognized Jane Hart Ajabu and Evangelist Terry Johnson. Councillor Brown recognized Chief Tandy Branham and Captain Fred Purvine, Indianapolis Fire Department (IFD). Councillor Evans recognized Edna Johnson. Councillor Nytes recognized

citizens from Cologne, Germany to celebrate the city's 20-year sister city relationship with Indianapolis. Clerk of the Council Melissa Thompson recognized Assistant Clerk Angela Gonzalez, a professional clown, who recently attended a national clown conference and placed 1<sup>st</sup> and 3<sup>rd</sup> in face painting competitions.

### **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, October 6, 2008, 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

### **ADOPTION OF THE AGENDA**

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

Councillor Lutz moved to suspend the Rules and vote on Proposal No. 452, 2008, which is under introductions, this evening because of its time sensitive nature. Councillor Cain seconded the motion, and the Rules were suspended by a unanimous voice vote. President Cockrum stated that the item will be heard following Proposal No. 434, 2008 on the agenda.

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journal of September 22, 2008. There being no additions or corrections, the minutes were approved as distributed.

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

President Cockrum passed the gavel to Vice President Smith.

PROPOSAL NO. 471, 2008. The proposal, sponsored by All Councillors, recognizes Joseph Wynns for thirty-four years of service to the Department of Parks and Recreation. Councillor Cockrum read the proposal and presented Mr. Wynns with a copy of the document, Council pin, and a signed Indianapolis Colts jersey. Mr. Wynns thanked the Council for the recognition and stated that he viewed the position more as a ministry than a job and he wishes the department and Council continued success. Councillor Cockrum moved, seconded by Councillor Day, for adoption. Proposal No. 471, 2008 was adopted by a unanimous voice vote.

Proposal No. 471, 2008 was retitled SPECIAL RESOLUTION NO. 38, 2008, and reads as follows:

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CITY-COUNTY SPECIAL RESOLUTION NO. 38, 2008

A SPECIAL RESOLUTION recognizing Mr. Joseph Wynns for thirty-four years of service to the Department of Parks and Recreation (Indy Parks).

WHEREAS, Joseph Wynns retired on September 12, 2008 as Director of Indy Parks and is a Certified Park and Recreation Professional (CPRP) with over 30 years of urban experience; and

WHEREAS, Mr. Wynns came to Indianapolis as a professional football player for the Indianapolis Capitols of the Continental League and was a Wide Receiver for the 1969 League Champions; and

WHEREAS, Mr. Wynns received his Bachelors Degree in Health, Physical Education and Recreation from South Carolina State University, where he was also inducted into the South Carolina State University Athletics Hall of Fame. He received his Masters Degree in Recreation Administration from Indiana State University and a Certificate in Public Management from the Indiana University (IU) School of Public and Environmental Affairs; and

WHEREAS, Mr. Wynns began his career with the Department of Parks and Recreation as a Summer Playground Leader. He later advanced to Recreation Center Director, Community Recreation and Sports Administrator, Deputy Director, and was finally appointed as Director in 2000; and

WHEREAS, as Director, Mr. Wynns oversaw 374 year-round employees and more than 500 seasonal employees. Through his leadership, Indy Parks received its national accreditation from the Commission for Accreditation of Park and Recreation Agencies (CAPRA) in 2003 and again in 2008; and

WHEREAS, in addition, Indy Parks was one of four national finalists for the Gold Medal Award for Excellence in Park and Recreation Management in 2005, 2006, and 2007; and was host of the National Recreation and Park Association (NRPA) Congress in September 2007; and

WHEREAS, Mr. Wynns has served on many boards and commissions, including: member of the NPRA Board of Trustees; member and Past President of the Board of Directors of the American Academy for Park and Recreation Administration; Chair of the Urban Park and Recreation Alliance; member of the National Forum on Children and Nature through The Conservation Fund; member of the Indiana Park and Recreation Association; and member of the School of Health, Physical Education and Recreation Dean's Associates of IU; as well as serving on the Black Coaches Association Advisory Board, the Coca-Cola Circle City Classic Executive Committee, the Indiana Sports Corporation Youth Committee, and the United Way's Bridges to Success Council; and

WHEREAS, in 2006, Mr. Wynns received the prestigious Rev. Charles Williams Award for his outstanding service to youth, presented by the Indiana Sports Corporation and Indiana Black Expo; 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 Mr. Joseph Wynns for his many contributions to the Indianapolis community and his dedication and commitment to the Department of Parks and Recreation.

SECTION 2. The Council heartily extends its appreciation and gratitude to Mr. Wynns, and wishes him continued success in all future endeavors.

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.

PROPOSAL NO. 472, 2008. The proposal, sponsored by Councillor B. Mahern, recognizes Robert "Bob" A. Blazek for many years of service to his community. Councillor B. Mahern read the proposal and presented Mr. Blazek with a copy of the document and Council pin. Mr. Blazek thanked the Council for the recognition and said that it has been a blessing to share in the lives of young people in this city and influence them in a positive way. Councillor B. Mahern moved,

seconded by Councillor Cain, for adoption. Proposal No. 472, 2008 was adopted by a unanimous voice vote.

Proposal No. 472, 2008 was retitled SPECIAL RESOLUTION NO. 39, 2008, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 39, 2008

A SPECIAL RESOLUTION recognizing Robert "Bob" A. Blazek for many years of service to his community.

WHEREAS, Bob Blazek graduated in 1964 from Concordia College in River Forest, Illinois, with a B.S. in Education, and served urban parishes in Milwaukee, Wisconsin and Indianapolis, Indiana as a teacher and minister of youth; and

WHEREAS, Mr. Blazek became the Director of Area Youth Ministry (AYM) in June of 1975, after having previously served as a member, President, and Interim Director of the AYM Board of Directors; and

WHEREAS, Area Youth Ministry, which was located on the near eastside, served disadvantage youth on Indianapolis' near east, far east, near south and west sides; and

WHEREAS, Area Youth Ministry taught accountability, responsibility, and encouragement to empower young people and give them a hope for their future through the use of Christian principles; and

WHEREAS, Mr. Blazek has been active in the Near Eastside Ministerial Association and the Near Eastside Church and Community Ministry Project; and a member of the Church Federation of Greater Indianapolis and Near Eastside Community Organization; and

WHEREAS, Mr. Blazek has received the "Service to Mankind" award from the Warren Sertoma Club and the "Outstanding Educator" award from the Indianapolis Jaycees; and

WHEREAS, Mr. Blazek retired from Area Youth Ministry in June of 2008, after 33 years of dedicated service to the Indianapolis community; and

WHEREAS, the important legacy of good work by Area Youth Ministry still continues as part of the Shepherd Community Center on Indianapolis' near eastside; and

WHEREAS, in addition to his distinguished career, Bob has been dedicated to his family and friends and actively involved in his church; 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 Robert "Bob" Blazek for his tireless efforts to improve the Indianapolis community through his work with disadvantaged youth of our City.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 473, 2008. The proposal, sponsored by Councillor Nytes, proclaims October 5-11, 2008 State Farm Indianapolis Fire Prevention Week. Councillor Nytes read the proposal and presented representatives with copies of the document and Council pins. Todd Hollow and Brenda Booth, State Farm Insurance, and Captain Tandy Branham, Indianapolis Fire Department, thanked the Council for the recognition. Councillor Nytes moved, seconded by Councillor Plowman, for adoption. Proposal No. 473, 2008 was adopted by a unanimous voice vote.

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Proposal No. 473, 2008 was retitled SPECIAL RESOLUTION NO. 40, 2008, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 40, 2008

A SPECIAL RESOLUTION proclaiming October 5-11, 2008 State Farm Indianapolis Fire Prevention Week.

WHEREAS, State Farm has provided more than 12,000 smoke detectors to families in the Indianapolis area, and

WHEREAS, State Farm has partnered with the Indianapolis Fire Department for the since the year 2000 to promote Fire Safety in Indianapolis neighborhoods and at the Children's Museum, and

WHEREAS, State Farm has distributed more than 300 smoke detectors in a one day event each year during Fire Safety Week, and

WHEREAS, State Farms sponsorship of the Indianapolis Fire Prevention Fire Olympics has educated more than 2500 students over the past eight years on fire safety, and

WHEREAS, State Farm has donated more than \$107, 000 to the Indianapolis Fire Department to help educate the community on Fire Safety; now, therefore:

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

SECTION 1. The City-County Council hereby proclaims October 5 -11, 2008 State Farm Indianapolis Fire Prevention Week.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 448, 2008. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to move hearings on inoperable vehicle violations from Environmental Court to an Alternative Law Judge"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 449, 2008. Introduced by Councillor McQuillen. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Elizabeth A. Frazier to the Speedway Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 450, 2008. Introduced by Councillor McQuillen. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which authorizes an excessive levy appeal for the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 451, 2008. Introduced by Councillor McQuillen. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which authorizes an excessive levy appeal for the Indianapolis-Marion County Public Library"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 452, 2008. Introduced by Councillors Pfisterer and McHenry. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of

bonds by the Town of Speedway Public Library"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 453, 2008. Introduced by Councillors Vaughn and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which transfers \$180,000 in the 2008 Budget of the Indianapolis Metropolitan Police Department (IMPD General Fund) to purchase supplies and materials needed for the balance of 2008, such as helicopter fuel, recruit and civilian uniforms, ammunition and supplies for recruit classes"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 454, 2008. Introduced by Councillors Vaughn and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$13,445 in the 2008 Budget of the Department of Public Safety (Federal Grants Fund) to pay salaries and benefits for two civilian position that will serve to monitor the security cameras installed at the Emergency Operations Center "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 455, 2008. Introduced by Councillors Vaughn and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a P.S.S.D.F.O. which appropriates and transfers \$805,070 in the 2008 Budget of the Indianapolis Metropolitan Police Department (Federal Grants Fund) for programs to train police officers on commercial vehicle, criminal and terrorist interdiction; for safety vests for sworn and civilians officers; for law enforcement equipment and technology enhancements; for investigations of scrap metal thefts; for specialized equipment and informant funds to investigate fraud in cooperation with the Indianapolis Housing Agency; and for various traffic safety programs to enforce traffic safety rules governing dangerous and impaired driving, seat belt laws, and to investigate serious crashes involving alcohol"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 456, 2008. Introduced by Councillors Vaughn and Brown. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$1,860,656 in the 2008 Budget of the Department of Public Safety, Fire Division (Federal Grants Fund) to reimburse expenses incurred by Indiana Task Force One during 2008 for assistance provided during the Indiana tornados and floods, tropical storms Dolly and Edward, and hurricanes Gustav and Ike, financed by a grant from the Department of Homeland Security"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 457, 2008. Introduced by Councillors Vaughn and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$90,700 in the 2008 Budget of the Marion County Justice Agency (State Law Enforcement Fund) to purchase automated external defibrillators that will be placed in various locations within and outside of the City-County Building"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 458, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$1,559,062 in the 2008 Budget of the Marion County Prosecutor (Federal Grants and State Grants Funds) to fund salaries, supplies and training for the Child Advocacy Center; victim advocate positions for various divisions; five teams of local law enforcement from six departments, overtime patrols to combat impaired driving and increase seat belt usage; increased enforcement efforts aimed at reducing crashes; and a program coordinator position, funded by various federal and state grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 459, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to update provisions regarding the selection of members of the Indianapolis Metropolitan Police Department merit board, and to allow the county sheriff to serve as a member"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 460, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to clarify the enforcement procedures and penalties with respect to wild and dangerous animals, animals running at large, and the requirements of permanent identification and antirabies vaccinations for dogs and cats"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 461, 2008. Introduced by Councillor Hunter. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Kelly L. Russell to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 462, 2008. Introduced by Councillors Evans and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to provide for the effective conservation of water furnished by the department of waterworks"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 463, 2008. Introduced by Councillor Hunter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes changes in parking restrictions at various locations in the downtown area for security reasons"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 464, 2008. Introduced by Councillor Lutz. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes speed limit changes within the Salem Creek subdivision (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 465, 2008. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls in The Groves of Camby Village, sections 1 and 2 (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 466, 2008. Introduced by Councillor Speedy. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls in the Richmond Hill subdivision, sections 1 and 2 (District 24)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 467, 2008. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls in the Feather Trace subdivision (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 468, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to increase penalties that can be imposed for Code violations from those dollar amounts currently provided to the

maximum amounts permitted by statute"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 469, 2008. Introduced by Councillors Cain and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which censures Councillor Monroe Gray"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 470, 2008. Introduced by Councillors Cain and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which amends City-County Council Resolution No. 80, 2007, regarding the membership of the Council's Investigative Committee"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 484, 2008. Introduced by Councillors McQuillen and Day. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Marsha Dorsey to the Beech Grove Library Board"; and the President referred it to the Municipal Corporations Committee.

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

PROPOSAL NO. 474, 2008, and PROPOSAL NOS. 475-483, 2008. Introduced by Councillor Plowman. Proposal No. 474, 2008 and Proposal Nos. 475-483, 2008 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on September 25, 2008. 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. 113-122, 2008, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 113, 2008.

2008-ZON-833

6619 EAST 75<sup>TH</sup> STREET AND 7465 NORTH KITLEY AVENUE, INDIANAPOLIS  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 11

1050 INVESTMENTS, LLC, by Joseph D. Calderon, requests REZONING of 0.435 acre, from the D-A District, to the C-1 classification to provide for the office-buffer commercial uses.

REZONING ORDINANCE NO. 114, 2008.

2008-ZON-011

1644 AND 1654 ROOSEVELT AVENUE (*Approximate Address*), INDIANAPOLIS  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

DECKER STORAGE, LLC and Phil Schaefer, by David Kingen, requests REZONING of 1.96 acres, from the C-3C and SU-7 Districts, to the C-3C classification to provide for corridor commercial uses.

REZONING ORDINANCE NO. 115, 2008.

2008-ZON-056

9000, 9030, 9054 AND 9100 ROCKVILLE ROAD (*Approximate Address*), INDIANAPOLIS  
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 13

RACEWAY MARKET, LLC, by Brian J. Tuohy, requests REZONING of 14.92 acres, from the C-S District, to the C-4 classification to provide for community-regional commercial uses.

REZONING ORDINANCE NO. 116, 2008.

2008-ZON-059

621 AND 635 VIRGINIA AVENUE AND 632 STEVENS AVENUE, (*Approximate Address*)  
INDIANAPOLIS

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 19

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T & C RENTAL, INC., by David Kingen, requests REZONING of 0.29 acre, from the I-3-U (RC) and D-8 (RC) Districts, to the CBD-2 classification to provide for central business district two uses.

REZONING ORDINANCE NO. 117, 2008.

2008-ZON-066

6644 EAST 21<sup>ST</sup> STREET (*Approximate Address*), INDIANAPOLIS  
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 17

SCOTT JENKINS, by Nancy A. Long, requests REZONING of 0.431 acre, from the D-4 District, to the C-3 classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 118, 2008.

2008-ZON-069

9101 WEST 10<sup>TH</sup> STREET (*Approximate Address*), INDIANAPOLIS  
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 13

ALFREDO M. LOPEZ, by Mitch Sever, requests REZONING of five acres, from the SU-1 District, to the C-1 classification to provide for office-buffer commercial uses.

REZONING ORDINANCE NO. 119, 2008.

2008-ZON-070

960 NORTH MITTHOEFER ROAD (*Approximate Address*), INDIANAPOLIS  
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 21

T4 DEVELOPMENT COMPANY, by David Kingen, requests REZONING of 0.46 acre, from the D-A District, to the C-3 classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 120, 2008.

2008-ZON-072

8750 HAGUE ROAD (*Approximate Address*), INDIANAPOLIS  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

ENERDEL, INC., requests REZONING of 1.04 acres, from the C-1 District, to the I-1-S classification to provide for restricted industrial suburban uses.

REZONING ORDINANCE NO. 121, 2008.

2008-ZON-836

925 AND 935 WEST TROY AVENUE (*Approximate Address*), INDIANAPOLIS  
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 23

NACENT INC., d/b/a Construction Waste, requests REZONING of 3.45 acres, from the C-ID (FF) District, to the I-4-U (FF) classification to provide for heavy industrial uses.

REZONING ORDINANCE NO. 122, 2008.

2008-ZON-840

703 EAST 30<sup>TH</sup> STREET (*Approximate Address*), INDIANAPOLIS  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

MAPLETON-FALL CREEK COMMUNITY DEVELOPMENT CORPORATION, by David Kingen, requests REZONING of 1.9 acres, from the C-S District, to the C-2 classification to provide high-intensity office-apartment commercial uses.

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

PROPOSAL NO. 316, 2008. The proposal, sponsored by Councillor Plowman, is a rezoning ordinance for Franklin Township, Councilmanic District 25, 4211 and 4133 Five Points Road (2007-ZON-029). Councillor Plowman stated that the proposal was called out for public hearing on June 23, 2008 and was postponed several times due to continuing negotiations. Councillor Plowman made the following motion:

Mr. President:

Remonstrators and petitioners are continuing negotiations. Therefore, both parties have agreed to a continuance of this matter. Therefore, I move that the public hearing on Proposal No. 316, 2008, Rezoning Case 2007-ZON-029, be postponed until the October 27, 2008 Council meeting.

Councillor McQuillen seconded the motion, and Proposal No. 316, 2008 was postponed by a unanimous voice vote.

Councillor Pfisterer reported that the Administration and Finance Committee heard Proposal Nos. 370 and 431, 2008 on September 23, 2008. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 370, 2008. The proposal, sponsored by Councillor Nytes, appropriates \$50,000 in the 2008 Budget of the Marion County Election Board (Enhanced Access Fund) to fund the initiative of transitioning to a more convenient and secure on-line, electronic system for filing, securing, and reproducing past and future campaign finance documents. PROPOSAL NO. 431, 2008. The proposal, sponsored by Councillors Pfisterer and Nytes, appropriates and transfers \$29,000 in the 2008 Budget of Voter Registration (County General Fund) for the replenishment of funds used for the unanticipated Congressional District 7 special election and additional supply expenses due to increased registrations for the General Election. By a 5-0 vote, the Committee reported Proposal No. 370, 2008 to the Council with the recommendation that it do pass and by a 6-0 vote, the Committee reported Proposal No. 431, 2008 to the Council with the recommendation that it do pass as amended.

Councillor Hunter thanked County Clerk Beth White for meeting with him and addressing his concerns regarding Proposal No. 370, 2008.

President Cockrum called for public testimony at 7:53 p.m. There being no one present to testify, Councillor Pfisterer moved, seconded by Councillor Cardwell, for adoption. Proposal No. 370, 2008 and Proposal No. 431, 2008, as amended, were adopted on the following roll call vote; viz:

*28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Minton McNeill, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn*

*0 NAYS:*

*1 ABSENT: Moriarty Adams*

Proposal No. 370, 2008 was retitled FISCAL ORDINANCE NO. 59, 2008, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) appropriates Twenty Five Thousand Dollars (\$25,000) and transfers Four Thousand Dollars (\$4,000) between characters in the County General Fund for purposes of the Voter Registration, and reducing certain other accounts for that agency.

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 1.04 (b) of the City-County Annual Budget for 2008 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Voter Registration to fund the replenishment of appropriations used for the unanticipated Congressional District 7 special election, financed by fund balance, and a transfer between characters to fund additional supply expenses due to increased registrations for the General Election (presidential year).

SECTION 2. The sum of Four Thousand Dollars (\$4,000) 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.

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SECTION 3. The following additional appropriation is hereby approved:

<u>VOTER REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	0
2. Supplies	4,000
3. Other Services and Charges	25,000
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	29,000

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

<u>VOTER REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	<u>4,000</u>
TOTAL DECREASE	4,000

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered Fund Balance	<u>25,000</u>
TOTAL REDUCTION	25,000

SECTION 5. In accordance with section 151-64 of the revised code of the Consolidated City and County, the following fund balance information is provided:

The year end 2007 County General fund balance was approximately \$8,653,601 and is projected to be \$3,761,777 by the end of 2008.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 431, 2008, as amended, was retitled FISCAL ORDINANCE NO. 60, 2008, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) appropriates Twenty Five Thousand Dollars (\$25,000) and transfers Four Thousand Dollars (\$4,000) between characters in the County General Fund for purposes of the Voter Registration, and reducing certain other accounts for that agency.

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 1.04 (b) of the City-County Annual Budget for 2008 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Voter Registration to fund the replenishment of appropriations used for the unanticipated Congressional District 7 special election, financed by fund balance, and a transfer between characters to fund additional supply expenses due to increased registrations for the General Election (presidential year).

SECTION 2. The sum of Four Thousand Dollars (\$4,000) 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>VOTER REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	0
2. Supplies	4,000
3. Other Services and Charges	25,000
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	29,000

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

<u>VOTER REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	<u>4,000</u>
TOTAL DECREASE	4,000

  

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered Fund Balance	<u>25,000</u>
TOTAL REDUCTION	25,000

SECTION 5. In accordance with section 151-64 of the revised code of the Consolidated City and County, the following fund balance information is provided:

The year end 2007 County General fund balance was approximately \$8,653,601 and is projected to be \$3,761,777 by the end of 2008.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 435, 2008. Councillor Hunter reported that the Public Works Committee heard Proposal No. 435, 2008 on October 2, 2008. The proposal, sponsored by Councillors Hunter, Moriarty Adams and Speedy, appropriates \$320,000 in the 2008 Budget of the Department of Public Works (Non-Lapsing Federal Grants Fund) to fund Knozone education programs, partially funded by a pass through grant to the Indiana Department of Transportation from the Congestion Mitigation Air Quality 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 8:15 p.m.

Ben Whistler asked what the KnoZone program is. Councillor Hunter said that it is an awareness program educating the public on how to keep the ozone contaminant free.

There being no further testimony, Councillor Hunter moved, seconded by Councillor Cain, for adoption. Proposal No. 435, 2008 was adopted on the following roll call vote; viz:

*27 YEAS: Bateman, Brown, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Minton McNeill, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn*

*1 NAY: Cain*

*1 ABSENT: Moriarty Adams*

Proposal No. 435, 2008 was retitled FISCAL ORDINANCE NO. 61, 2008, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) appropriating Three Hundred Twenty Thousand Dollars (\$320,000) in the Non-Lapsing Federal Fund for purposes of the Department of Public Works, and reducing certain other accounts for that agency.

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 (i) of the City-County Annual Budget for 2008 be, and is hereby, amended by

the increases and reductions hereinafter stated for purposes of the Department of Public Works to fund Knozone awareness education programs, financed by a Congestion Mitigation Air Quality Grant.

SECTION 2. The sum of Three Hundred Twenty Thousand Dollars (\$320,000) 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>NON-LAPSING FEDERAL GRANT FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	320,000
5. Internal Charges	<u>0</u>
TOTAL INCREASE	320,000

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

	<u>NON-LAPSING FEDERAL GRANT FUND</u>
New revenues supporting the appropriation in Section 3	<u>320,000</u>
TOTAL	320,000

SECTION 5. A 20% match (\$80,000) is required for this grant, financed within the 2008 Department of Public Works budget.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**UNFINISHED BUSINESS**

President Cockrum stated that he was asked to advise the Council on any technical changes made to the budget and said that most of them were technical in nature with numbering being off or the wrong year being indicated, and one other technical amendment was made to remove a duplicated revenue.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 404, 2008. Councillor Cardwell stated that the Economic Development Committee heard Proposal No. 404, 2008 on October 1, 2008. The proposal, sponsored by Councillors Lutz and Pfisterer, approves the issuance of bonds by the Town of Speedway Redevelopment Authority. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Pfisterer said that there have been hours of public input and testimony going into this proposal and it will do wonders for the town of Speedway. Councillor Lutz urged the Council to support the proposal as it will greatly benefit the west side neighborhood.

Councillor Cardwell moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 404, 2008 was adopted on the following roll call vote; viz:

- 28 YEAS: *Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Minton McNeill, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn*
- 0 NAYS:
- 1 ABSENT: *Moriarty Adams*

Proposal No. 404, 2008 was retitled GENERAL RESOLUTION NO. 15, 2008, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 15, 2008

A GENERAL RESOLUTION approving the issuance of bonds by the Town of Speedway Redevelopment Authority.

WHEREAS, IC 36-3-6-9 has previously provided for the approval of certain budgets by the City-County Council which excluded those entities contained solely within the boundaries of the excluded cities and towns within Marion County; and

WHEREAS, HEA 1001 amended IC 36-3-6-9 to provide for expanded approval by the City-County Council of budgets, tax levies and issuance of bonds for those entities in Marion County that are not comprised of a majority of officials who are elected to serve on the governing body (the "Amendment"); and

WHEREAS, the Amendment may be interpreted to potentially include those boards and commissions that are comprised of appointed officials even though the jurisdiction of the board or commission is included solely within the boundary of an excluded city or town; and

WHEREAS, the Town of Speedway, Indiana, an excluded town is currently in negotiations for the construction of a major economic development project to include the redevelopment of 16th Street in the Town of Speedway, the construction of Gillman Road and the development of Main Street (the "Economic Development Project") that will provide new development and jobs to the area and facilitate the improvement and development of the area south of the Indianapolis Motor Speedway known as Speedway Redevelopment Area No. 1;

WHEREAS, the Town of Speedway Redevelopment Authority has approved the issuance of revenue bonds (the "Development Bonds") for the purpose of paying the cost of the Economic Development Project, which Development Bonds are payable from the lease payments by the Redevelopment Commission which are payable from the tax increment revenue property taxes derived from the Economic Development Project and Redevelopment Area 1 and backed by property taxes of the Redevelopment District; and

WHEREAS, the Town of Speedway Redevelopment Authority has approved the issuance of bonds payable from lease payments pursuant to a lease between the Speedway Redevelopment Authority and Speedway Redevelopment Commission (the "Development Lease"), pursuant to Resolution No. 2008-1, adopted May 19, 2008; and

WHEREAS, the Town of Speedway Redevelopment Commission approved the execution of the Development Lease by Resolution No. 2008-08, adopted on May 19, 2008; and

WHEREAS, the Town Council of the Town of Speedway has approved the execution of the Development Lease by Ordinance No. 1114, adopted May 20, 2008; and

WHEREAS, the City-County Council finds that such project is of benefit to the economic development and stability of the Town of Speedway, and the City of Indianapolis; now, therefore:

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

SECTION 1. The City-County Council has reviewed the issuance of the Development Bonds and the Development Lease by the Town of Speedway Redevelopment Authority and Redevelopment Commission.

SECTION 2. The City-County Council hereby approves the issuance of the Development Bonds and the Development Lease by the Town of Speedway, Indiana, the Speedway Redevelopment Authority and the Speedway Redevelopment Commission for the Economic Development Project described herein. The Development Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis or of Marion County.

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

October 6, 2008

PROPOSAL NO. 414, 2008. Councillor Lutz reported that the Rules and Public Policy Committee heard Proposal No. 414, 2008 on September 30, 2008. The proposal, sponsored by Councillor Hunter, amends the Revised Code regarding the powers and duties of the Crime Prevention Advisory Board. By a 5-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Nytes said that after reading the minutes, she does not feel there is a clear enough understanding of why they would need this much money, and she feels this is excessive.

Councillor Mansfield said that she appreciates that the city is getting away from self-evaluation, but believes \$500,000 is excessive. She said that they cut the parks budget and did not add monies for crime prevention initiatives, and she feels there should be a more efficient way of achieving this.

Councillor Oliver said that this is an extraordinary amount of money taken away from fighting crime and used for other purposes. He said that this adds another layer of government without any more information. He moved, seconded by Councillor Sanders, to return Proposal No. 414, 2008 to Committee.

Councillor Sanders agreed with Councillor Oliver and said that it could be done less costly, and she believes the true purpose of this funding was for programs and not evaluation.

Councillor Pfisterer said that just because 10% is set aside, there is no expectation, in her understanding, that this entire amount would be spent, and there would probably be money left over.

Councillor Speedy agreed and said that this is a not-to-exceed amount and does not require that all the funds be spent. He said that this is needed to safeguard the taxpayers' money and is a reasonable insurance.

Councillor Hunter stated that he opposes the motion to return the proposal to committee. He said that this is the result of a poorly written ordinance last year with no accountability. He said that he is against adding layers of government, but there is no reason to re-study that, as there is nothing being added. He urged his fellow Councillors to pass the proposal and not return it to committee.

Councillor B. Mahern said that another proposal for 10% of this amount was returned to committee for further study and was back again for final adoption this evening, and he is in favor of returning it to committee.

Councillor Lutz stated that he opposes returning the proposal to committee, as the questions posed this evening were answered in an already very lengthy discussion in committee.

The motion to return Proposal No. 414, 2008 to committee failed on the following roll call vote; viz:

*12 YEAS: Bateman, Brown, Evans, Gray, MahernB, MahernD, Mansfield, Minton McNeill, Nytes, Oliver, Pryor, Sanders*

*16 NAYS: Cain, Cardwell, Cockrum, Coleman, Day, Hunter, Lutz, Malone, McHenry, McQuillen, Pfisterer, Plowman, Scales, Smith, Speedy, Vaughn*

*1 ABSENT: Moriarty Adams*

Councillor Brown asked if the Greater Indianapolis Progress Committee (GIPC) was initially to oversee these grants. Councillor Hunter said that the Crime Prevention Advisory Board was to review the grants and GIPC was to provide guidance. Councillor Brown asked if GIPC or the board will be awarding contracts. Councillor Hunter said that it would be the board.

Councillor Sanders said that \$500,000 is a lot of money to be spending, since GIPC and the Citizens Advisory Board will be letting these contracts, and the real review should be done by those accountable to the public. She urged her colleagues to vote against it without further information.

Councillor Vaughn said that the grants will still need to come before various committees for approval and another layer of accountability.

Councillor Lutz said that he expressed some concern about the amount, but it was explained that 10% is a reasonable amount.

Councillor Pryor asked why staff people could not be hired, versus giving away a half million dollars, instead creating jobs and helping the economy. Councillor Hunter stated that by bidding out the contracts, people will be given jobs and they will be helping the economy. He said that they would have to create on-going salaries and benefits instead of contracting it out to those with expertise. Councillor Pryor asked how the bids will be done and if there will be MBE/WBE participation. She said that it seems a lot of money for something that could be done in-house. She said they wanted 100% of that money to go to crime prevention programs. Councillor Hunter said that this bidding process would be no different than any other contract letting process the city does, and all those regulations for MBE/WBE requirements apply.

Councillor D. Mahern said that he was one of the lone Democrats that voted against the County Option Income Tax (COIT) increase because his constituents could not afford it. However, this proposal would take money out of constituents' pockets and there is no way to know if this money will be spent locally.

Councillor Brown agreed that more oversight is needed, and he has no problem with an outside agency doing the evaluation. However, 100% of the money should be going to crime prevention programs as originally intended, and taking away \$500,000 is a step backward. He asked what GIPC thinks of this proposal. Councillor Hunter asked Matt Hendrix, executive director of GIPC, to explain their opinion. Mr. Hendrix said that the money would go to an outside evaluator for a request for proposals (RFP) that would be issued, and some of that money would go to hire a crime prevention staff to provide technical resources to the organizations that receive the money. He said that this money is also being invested in crime prevention to make sure the money is being spent wisely. He added that by adding staff through GIPC and a contract, this does not need to be an on-going budget expense for the city. He said that the staff would work for GIPC, and the board would be approving such. Councillor Brown asked if these would be Marion County residents. Mr. Hendrix said that he does not understand why they would not be Marion County residents.

Councillor Oliver said that he does not agree with the amount and rubber-stamping others spending this money. He asked if it is customary to spend this type of money for evaluation. David Reynolds, City Controller, said that those decisions have not been made, and this provides administrative costs up to 10%, but does not set a definite amount. He said that he believes it is good practice to provide oversight of grant monies to make sure they are being spent properly and

providing the outcomes the city needs. He said that if he can get the job done at 3%, he will make sure it gets done for less.

Councillor Pryor asked if these employees will be GIPC employees. Mr. Hendrix said that he believes if they are city employees, there is not that outside evaluation element, and hiring staff within the city, these employees would be more favorable toward city agency proposals. Councillor Pryor said that she feels city employees could be objective. She asked how many employees would be hired and what it might cost. Mr. Hendrix said that until the request for proposals goes out, there is no way to tell, but he estimates roughly that it would be approximately \$150,000. The cost of maintaining a staff would be approximately \$300,000, which would include equipment, supplies, and facilities. He said that they anticipate approximately three people, plus an urban fellow.

Councillor Sanders said that she appreciates the information they are receiving this evening, but it would be more appropriate in the committee forum, and a budget should have been submitted at that time. She said that this is new information presented this evening, and no staffing was indicated in committee, but now it seems there is a plan in place.

Councillor Cain said that this is similar to the Arts Council grants process.

Councillor Speedy asked if GIPC will present the proposal back to the Rules Committee at a future date. Mr. Hendrix said that they will, and there would be transparency involved in the contract-letting process. He said that sending the proposal back to committee would slow the process in getting this money out, and the crime prevention board is doing a good job screening these grants. Councillor Speedy said that this proposal needs to be passed to get these dollars into the hands of those who can do the most good in the community with regard to crime prevention.

Councillor Nytes said that Mr. Hendrix has cleared up some questions she had about the minutes, and asked why the Department of Metropolitan Development was not asked for their model on the Community Development Block Grant (CDBG) process, as it works well, and the wheel does not need to be re-invented. She asked if this proposal is a way to staff up GIPC, then they need to just say so. Mr. Hendrix said that it is not to staff up GIPC, and this is solely being used for the crime prevention program.

Councillor B. Mahern asked when GIPC became aware they would be involved in this process. Mr. Hendrix said that GIPC helped in the drafting of this ordinance and they were a key player in this. Councillor B. Mahern asked if GIPC was offering guidance without the resources to provide. Mr. Hendrix said that he was not with GIPC at the time the ordinance was drafted, but GIPC was intended to provide guidance and is willing to help however they can.

Councillor Lutz said that the original ordinance was written poorly with no limit on spending, and this proposal simply makes the process more detailed and accountable. Councillor Hunter said that he offered the proposal because he had grave concerns about spending out this money with no accountability.

Councillor Lutz moved, seconded by Councillor Hunter, for adoption. Proposal No. 414, 2008, as amended, was adopted on the following roll call vote; viz:

17 YEAS: Brown, Cain, Cardwell, Cockrum, Coleman, Day, Hunter, Lutz, Malone, McHenry, McQuillen, Pfisterer, Plowman, Scales, Smith, Speedy, Vaughn  
11 NAYS: Bateman, Evans, Gray, MahernB, MahernD, Mansfield, Minton McNeill, Nytes, Oliver, Pryor, Sanders  
0 NOT VOTING:  
1 ABSENT: Moriarty Adams

Proposal No. 414, 2008, as amended, was retitled GENERAL ORDINANCE NO. 84, 2008, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 84, 2008

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code regarding the powers and duties of the crime prevention advisory board.

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

SECTION 1. Section 283-603 of the "Revised Code of the Consolidated City and County," regarding the powers and duties of the crime prevention advisory board, hereby is amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows

**Sec. 283-603. Powers and duties of the board.**

- (a) The crime prevention advisory board shall have the following powers and duties:
- (1) To review applications for community crime prevention funds;
  - (2) To submit written funding recommendations on crime prevention initiatives and programs to the mayor;
  - (3) To review and adopt ~~an~~ a form for applying for community crime prevention funds; and
  - (4) To adopt written rules and guidelines ~~that are~~ necessary or beneficial to the exercise of its powers and duties; and
  - (5) To approve contracts for the following services:
    - (A) The scoring of all applications for grants to be distributed out of the Crime Prevention Initiatives and Programs Fund;
    - (B) The monitoring of all organizations awarded funds from the Crime Prevention Initiatives and Programs Fund; and
    - (C) The performance evaluation, which shall be awarded based upon a competitive bidding process, of all organizations awarded funds from the Crime Prevention Initiatives and Programs Fund;

the sum of which may not exceed ten (10) percent of the total annual appropriations within the Crime Prevention Initiatives and Programs Fund;
- (b) In the discharge of its duties, the board shall receive guidance from the Greater Indianapolis Progress Committee's "Community Recommendations for Addressing Crime in Indianapolis; A Report of the Community Crime Prevention Task Force" dated January, 2007.

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

Councillor Pfisterer reported that the Administration and Finance Committee heard Proposal Nos. 429, 430 and 432, 2008 on September 23, 2008. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 429, 2008. The proposal, sponsored by Councillors Cockrum, Malone and Nytes, approves the Installment Tax Payment Plan for certain real estate taxes. PROPOSAL NO. 430, 2008. The proposal, sponsored by Councillor Vaughn, authorizes the establishment of a self-insurance group health program for city and county employees. PROPOSAL NO. 432, 2008. The proposal, sponsored by Councillors D. Mahern and Sanders, transfers \$15,000 in the 2008 Budget of the Marion County Recorder (County Records Perpetuation Fund) to fund copy paper, microfilm and other basic office supplies needed for the remainder of the year. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass and Proposal No. 430, 2008 to the Council with the recommendation that it do pass as amended.

Councillor B. Mahern asked if there is an HMO that will also be offered. Mr. Reynolds said that the traditional insurance plan will also be available. Councillor B. Mahern asked if this is only a question of self-insurance and not high deductibles. Mr. Reynolds said that this is correct.

Councillor Pfisterer moved, seconded by Councillor McQuillen, for adoption. Proposal Nos. 429 and 432, 2008 and Proposal No. 430, 2008, as amended, were adopted on the following roll call vote; viz:

*27 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Minton McNeill, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn*  
*1 NAYS: Gray*  
*0 NOT VOTING:*  
*1 ABSENT: Moriarty Adams*

Proposal No. 429, 2008 was retitled GENERAL RESOLUTION NO. 16, 2008, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 16, 2008

A PROPOSAL FOR A GENERAL RESOLUTION approving the Installment Tax Payment Plan for certain real estate taxes.

WHEREAS, I.C. 6-1.1-22-9.5 authorizes the County Treasurer, with the approval of the County Auditor, and the City-County Council to petition the Indiana Department of Local Government Finance (DLGF) to approve a schedule of installment payments of real property taxes for certain real estate parcels with a Homestead Credit; and

WHEREAS, the County Treasurer has developed an Installment Tax payment Agreement to allow eligible taxpayers to pay their real-property taxes in more than two installments as required by I.C. 6-1.1-22-9(a); and

WHEREAS, a copy of this proposed Installment Tax Payment Agreement and Petition to the DLGF is attached, and taxpayers would have to meet all of the criteria 1 – 4 listed on the petition to be submitted to the DLGF for taxes first due and payable in 2008; and

WHEREAS, the County Treasurer will require eligible taxpayers to sign an Installment Tax Payment Agreement for taxes first due and payable in 2008; and

WHEREAS, the City-County Council approves and recommends a petition to the DLGF to approve the proposed Installment Tax Payment Agreement; now therefore, therefore:

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

SECTION 1. The City-County Council approves and recommends the Installment Tax Payment Agreement established by the County Treasurer and the County Auditor.

SECTION 2. The City-County Council joins the County Auditor and the County Treasurer in requesting tha the Indiana Department of Local Government Finance approve the proposed Installment Tax Payment Agreement.

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

Proposal No. 430, 2008, as amended, was retitled GENERAL RESOLUTION NO. 17, 2008, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 17, 2008

PROPOSAL FOR A GENERAL RESOLUTION to authorize Indianapolis and Marion County to establish a self-insurance group health program.

WHEREAS, Indiana Code § 5-10-8-2.6 authorizes local unit public employers to provide programs of group health insurance to the employer's full-time employees by establishing self-insurance programs; and

WHEREAS, Indiana Code § 5-10-8-2.6 provides that the establishment of a self-insurance program is subject to the approval of the unit's fiscal body; and

WHEREAS, the Revised Code of Indianapolis and Marion County, Section 291-301 currently authorizes the Director of the Department of Administration and Equal Opportunity to negotiate group health insurance coverage for the employees of Marion County and the Consolidated City of Indianapolis, and police officers, firefighters and sheriff's deputies and their dependents; and

WHEREAS, pursuant to General Ordinance 71, 2008, the Revised Code of Indianapolis and Marion County, Section 291-301 will, on January 1, 2009, authorize the Controller of the City of Indianapolis to negotiate group health insurance coverage for the employees of Marion County and the Consolidated City of Indianapolis, and police officers, firefighters and sheriff's deputies and their dependents; and

WHEREAS, the Controller is the acting Director of the Department of Administration and Equal Opportunity until G.O. 71, 2009 becomes effective on January 1, 2009, and the Controller seeks to establish a self-insurance program for the employees of Indianapolis and Marion County; now, therefore:

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

SECTION 1. The City-County Council hereby authorizes the Controller to establish a self-insurance group health program to be offered to Indianapolis and Marion County employees.

SECTION 2. 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. 432, 2008 was retitled FISCAL ORDINANCE NO. 62, 2008, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) appropriates Fifteen Thousand Dollars (\$15,000) in the County Records Perpetuation Fund for purposes of the Marion County Recorder, 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 (e) of the City-County Annual Budget for 2008 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Recorder to fund copy paper, microfilm and other basic office supplies needed for the remainder of the year, financed by a transfer between characters.

October 6, 2008

SECTION 2. The sum of Fifteen Thousand Dollars (\$15,000) 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>MARION COUNTY RECORDER</u>	<u>COUNTY RECORDS PERPETUATION FUND</u>
1. Personal Services	0
2. Supplies	15,000
3. Other Services and Charges	0
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	15,000

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

<u>MARION COUNTY RECORDER</u>	<u>COUNTY RECORDS PERPETUATION FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	15,000
4. Capital Outlay	<u>0</u>
TOTAL DECREASE	15,000

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

PROPOSAL NO. 434, 2008. Councillor Hunter reported that the Public Works Committee heard Proposal No. 434, 2008 on October 2, 2008. The proposal, sponsored by Councillors Hunter, Moriarty Adams and Speedy, transfers \$220,000 in the 2008 Budget of the Department of Public Works (Transportation General Fund) to fund materials needed for a crack sealing project and for the purchase of salt in preparation for the coming snow season. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hunter moved, seconded by Councillor Lutz, for adoption. Proposal No. 434, 2008 was adopted on the following roll call vote; viz:

28 YEAS: *Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Minton McNeill, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn*

0 NAYS:

1 ABSENT: *Moriarty Adams*

Proposal No. 434, 2008 was retitled FISCAL ORDINANCE NO. 63, 2008, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) transfers and appropriates Two Hundred Twenty Thousand Dollars (\$220,000) in the Transportation General 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 (i) of the City-County Annual Budget for 2008 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works to fund materials needed for a crack sealing project that will occur October through November 2008 and for the purchase of salt to fill the salt barns in preparation of the 2008-2009 snow season. This proposal will ensure the maintaining of the roads which will help prevent damage to the infrastructure year round and is financed by a transfer between characters.

SECTION 2. The sum of Two Hundred Twenty Thousand Dollars (\$220,000) 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>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	0
2. Supplies	220,000
3. Other Services and Charges	0
4. Capital Outlay	0
5. Internal Charges	<u>0</u>
TOTAL INCREASE	220,000

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

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	220,000
4. Capital Outlay	0
5. Internal Charges	<u>0</u>
TOTAL DECREASE	220,000

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

PROPOSAL NO. 452, 2008. The proposal, sponsored by Councillors Pfisterer and McHenry, approves the issuance of bonds by the Town of Speedway Public Library. Councillor Pfisterer said that approval of this proposal this evening will help them to receive a better rate on materials to replace the roof on the library and she urged her colleagues to support the proposal. She moved, seconded by Councillor McHenry, for adoption. Proposal No. 452, 2008 was adopted on the following roll call vote; viz:

*27 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Minton McNeill, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn*  
*0 NAYS:*  
*1 NOT VOTING: Lutz*  
*1 ABSENT: Moriarty Adams*

Proposal No. 452, 2008 was retitled GENERAL RESOLUTION NO. 18, 2008, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 18, 2008

A GENERAL RESOLUTION approving the issuance of bonds by the Town of Speedway Public Library.

WHEREAS, IC 36-3-6-9 has previously provided for the approval of certain budgets by the City-County Council which excluded those entities contained solely within the boundaries of the excluded cities and towns within Marion County; and

WHEREAS, HEA 1001 amended IC 36-3-6-9 to provide for expanded approval by the City-County Council of budgets, tax levies and issuance of bonds for those entities in Marion County that are not comprised of a majority of officials who are elected to serve on the governing body (the "Amendment"); and

WHEREAS, the Amendment may be interpreted to potentially include those boards and commissions that are comprised of appointed officials even though the jurisdiction of the board or commission is included solely within the boundary of an excluded city of town; and

October 6, 2008

WHEREAS, the Speedway Public Library, in Speedway, Indiana, is currently in negotiations for the construction of a new roof on its library building;

WHEREAS, the Speedway Public Library Board of Trustees has approved the issuance of general obligation bonds for the purpose of paying the cost of the roof project and any related expenses thereto as well as costs of issuance of the Bonds payable from property taxes of the library district; and

WHEREAS, the Town of Speedway Public Library Board of Trustees has approved the issuance of bonds; and

WHEREAS, the City-County Council finds that such project is of benefit to the citizens of Speedway and well being of its library, and the City of Indianapolis; now, therefore:

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

SECTION 1. The City-County Council has reviewed the issuance of the Bonds.

SECTION 2. The City-County Council hereby approves the issuance of the Bonds and the by the Speedway Public Library, Indiana, for the Project described herein. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis or of Marion County.

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

**NEW BUSINESS**

Councillor Brown said that the city received a \$29,000 grant to addresss the abandoned housing issue and he asked if the Council could receive details about how these funds were allocated and the numbers of abandoned homes in different areas of the city. He said that he would like to know more about what this program will entail. President Cockrum asked staff members in attendance to note Councillor Brown's request.

Councillor Coleman invited the public to attend a Robotics Competiton for high school students at Southport High School on October 25, 200. He said that this is a wonderful program.

Councillor Gray invited the public to attend an appreciation day for Carl Drummond, Center Township Assessor, at the Douglas Golf Course on Saturday, October 11, 2008 at 2:00 p.m.

**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) Councillor Moriarty Adams in memory of John Wurz, Betty Gavaghan and Eleanor Endsley; and
- (2) Councillor Pfisterer in memory of Charles Gould, III and Vania Shields; and
- (3) Councillors McHenry, Lutz and Pfisterer in memory of James C. Sheads, Sr.; and
- (4) Councillor Coleman in memory of Willard Clutter, Jr.; and
- (5) Councillor Sanders in memory of Larry "Cecil" Bates.

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 John Wurz, Betty Gavaghan, Eleanor Endsley, Charles Gould, III, Vania Shields, James C. Sheads, Sr., Willard Clutter, Jr., and Larry "Cecil" Bates. 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.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:08 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 6th day of October, 2008.

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

President

ATTEST:

Clerk of the Council

(SEAL)