

**\*\* NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 161-5(b) and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

**AGENDA**  
**CITY COUNTY COUNCIL**  
**AND THE**  
**INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION**  
**SPECIAL SERVICE DISTRICT COUNCILS**

**October 26, 2009**

**7:00 P.M.**

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Moriarty Adams**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – October 5, 2009**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 398, 2009 (Special Resolution)

INTRODUCED: 10/26/2009 BY: Councillors Hunter and Mansfield

REFERRED TO: Committee of the Whole

DIGEST: recognizes Cory SerVaas, M.D., for her efforts to educate about and advocate in support of smoke-free work environments for all workers and reduce the serious burden caused by tobacco

PROPOSAL NO. 399, 2009 (Special Resolution)

INTRODUCED: 10/26/2009 BY: Councillor Hunter

REFERRED TO: Committee of the Whole

DIGEST: recognizes John Spencer Kennedy on achieving the rank of Eagle Scout

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

PROPOSAL NO. 400, 2009 (Special Resolution)

INTRODUCED: 10/26/2009 BY: Councillor Hunter

REFERRED TO: Committee of the Whole

DIGEST: recognizes Ryne James Friederick on achieving the rank of Eagle Scout

PROPOSAL NO. 401, 2009 (Special Resolution)

INTRODUCED: 10/26/2009 BY: Councillor Lutz

REFERRED TO: Committee of the Whole

DIGEST: recognizes Dr. Terry Thompson on being chosen as the 2010 Indiana Superintendent of the Year

PROPOSAL NO. 378, 2009 (Special Resolution)

INTRODUCED: 10/05/2009 BY: Councillor Cockrum

REFERRED TO: Rules and Public Policy Committee

DIGEST: supports FedEx Express operations and the City of Indianapolis

COMMITTEE ACTION:

10/13/2009 Do Pass As Amended 5-1

## **VIII. INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 383, 2009 (Fiscal Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Nytes

REFERRED TO: Metropolitan Development Committee

DIGEST: approves an appropriation of \$362,000 in the 2009 Budget of the Department of Metropolitan Development (State Grants Fund) to fund capital and operational expenditures incurred by businesses within the BioCrossroads Certified Technology Park (CTP), financed by a Technology Development Grant from the Indiana Economic Development Corporation (IEDC)

PROPOSAL NO. 384, 2009 (Fiscal Ordinance)

INTRODUCED: 10/26/2009 BY: Councillors Vaughn and Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$38,381 in the 2009 Budget of the Marion County Community Corrections Agency (Federal Grants Fund) to pay for three staff positions and related supplies, equipment and contractual services for a Technical Rules Violation program, financed by American Recovery and Reinvestment Act (ARRA) federal justice assistance grant funds awarded by the Indiana Criminal Justice Institute

PROPOSAL NO. 385, 2009 (Fiscal Ordinance)

INTRODUCED: 10/26/2009 BY: Councillors Scales and Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$34,100 in the 2009 Budget of the Marion County Coroner (Federal Grants Fund) to fund partial salaries of two Deputy Coroner positions, the purchase of a scanner, digital cameras and autopsy tools, and transcription services

PROPOSAL NO. 386, 2009 (Fiscal Ordinance)

INTRODUCED: 10/26/2009 BY: Councillors Vaughn and Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$92,485 in the 2009 Budget of the Marion County Sheriff (Medical Care for Inmates Fund) to pay for prescription drugs used in treating inmates, financed by revenues collected from health care and prescription drug co-payments by inmates

## VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 387, 2009 (General Resolution)

INTRODUCED: 10/26/2009 BY: Councillors Vaughn and Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: confirms the approval of the restatement of the Marion County Sheriff's Department Personnel Benefit Plan to reflect the consolidation of the county police force of the Marion County Sheriff's Department and the Indianapolis Police Department into the Indianapolis Metropolitan Police Department

PROPOSAL NO. 388, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Cockrum

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to make technical corrections to the description of the fire special service district to reflect the consolidation of certain township fire departments into the Indianapolis Fire Department

PROPOSAL NO. 389, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Lewis

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in Sections 1 and 2 of the Morningside subdivision (District 7)

PROPOSAL NO. 390, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Lewis

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in Section 2 of the Lakeside Manor West subdivision (District 7)

PROPOSAL NO. 391, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Cockrum

REFERRED TO: Public Works Committee

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

PROPOSAL NO. 392, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Nytes

REFERRED TO: Public Works Committee

DIGEST: authorizes a multi-way stop at the intersection of 20th Street and Broadway Street (District 9)

PROPOSAL NO. 393, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor McHenry

REFERRED TO: Public Works Committee

DIGEST: authorizes a multi-way stop at the intersection of Dunsany Lane and Inland Drive East (District 6)

PROPOSAL NO. 394, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Minton McNeill

REFERRED TO: Public Works Committee

DIGEST: authorizes a change in parking meters on Illinois Street between Washington Street and 16th Street (District 15)

## **VIII. INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 395, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Minton McNeill

REFERRED TO: Public Works Committee

DIGEST: authorizes changes in the parking restrictions in the area of IUPUI (District 15)

PROPOSAL NO. 396, 2009 (General Ordinance)

INTRODUCED: 10/26/2009 BY: Councillor Minton McNeill

REFERRED TO: Public Works Committee

DIGEST: authorizes 2-hour parking meters on Ohio Street between East Street and Park Avenue (District 15)

## **IX. SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 402-403, 2009 (Rezoning Ordinances)

INTRODUCED: 10/26/2009 BY: Councillor Smith

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on October 16, 2009

## **X. SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 373, 2009 (Fiscal Ordinance)

INTRODUCED: 10/05/2009 BY: Councillors Moriarty Adams and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer and appropriation of \$690,241 in the 2009 Budget of the Marion Superior Court (County General, Cumulative Capital Improvement, Alternative Dispute Resolution and County Grants Funds) to fund increased mediation costs, additional personnel costs, payroll software, Guardian Ad Litem costs, and a court recording system

COMMITTEE ACTION:

10/07/2009 Do Pass 6-0

## **XI. SPECIAL ORDERS - UNFINISHED BUSINESS**

## **XII. SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 371, 2009 (General Ordinance)

INTRODUCED: 10/05/2009 BY: Councillors Hunter and Mansfield

REFERRED TO: Community Affairs Committee

DIGEST: amends the Code with respect to nonsmoking areas

COMMITTEE ACTION:

10/14/2009 Do Pass As Amended 4-2

PROPOSAL NO. 372, 2009 (Fiscal Ordinance)

INTRODUCED: 10/05/2009 BY: Councillors Moriarty Adams and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$5,000 in the 2009 Budget of the Marion County Circuit Court (County General Fund) to purchase general office supplies

COMMITTEE ACTION:

10/07/2009 Do Pass 6-0

## **XIII. SPECIAL SERVICE DISTRICT COUNCILS**

**XIV. NEW BUSINESS**

**XV. ANNOUNCEMENTS AND ADJOURNMENT**

*The President*            The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

*President's Designee*    Mr. President.

*The President*            The Chair recognizes Councillor Sanders.

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

by All Councillors in memory Melissa Walker.

by Councillor Cain in memory of George A. Barrett.

by Councillor Pfisterer in memory of Michael F. Callon and Robert Kleis, Sr.

by Councillor McQuillen in memory of David J. Allen.

by Councillor Gray in memory of Florence E. (Moochie) Howard.

by Councillor Hunter in memory of Susan J. McConnell.

Mr. President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

*The President*            Thank you, Councillor Sanders. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

**XVI. PENDING PROPOSALS**

PROPOSAL NO. 132, 2009 (General Ordinance)

INTRODUCED: 04/13/2009 BY: Councillor Hunter

REFERRED TO: Public Works Committee

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

COMMITTEE ACTION:

04/23/2009 Postpone until 5/14/2009 8-0

05/14/2009 Postpone until 6/18/2009 9-0

07/09/2009 Postpone until 8/20/2009 7-0

09/10/2009 Tabled 7-0

## **XVI. PENDING PROPOSALS**

PROPOSAL NO. 172, 2009 (General Ordinance)

INTRODUCED: 05/04/2009 BY: Councillor Lutz

REFERRED TO: Public Works Committee

DIGEST: authorizes one-way restrictions on Waldemere Avenue and Alley 1175 South (District 13)

COMMITTEE ACTION:

05/28/2009 Postpone until 6/18/2009 9-0

07/09/2009 Postpone until 8/20/2009 7-0

09/10/2009 Tabled 7-0

PROPOSAL NO. 178, 2009 (General Ordinance)

INTRODUCED: 05/04/2009 BY: Councillors Speedy and Cain

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code by adding provisions to clarify Chapter 531 regarding regulation of pit bulls, including registration and sterilization, better humane standards for the care and treatment of all dogs, and requiring all dogs and cats adopted out of the animal care and control system to be altered

COMMITTEE ACTION:

05/12/2009 Tabled 7-0

PROPOSAL NO. 202, 2009 (General Ordinance)

INTRODUCED: 05/18/2009 BY: Councillor Evans

REFERRED TO: Public Works Committee

DIGEST: amends Chapter 511, Air Pollution Control, of the Revised Code to formally codify noxious odor emission standards and to regulate noxious odor emissions in Indianapolis and Marion County

COMMITTEE ACTION:

05/28/2009 Postponed 8-0

PROPOSAL NO. 214, 2009 (General Resolution)

INTRODUCED: 06/08/2009 BY: Councillor Hunter

REFERRED TO: Public Works Committee

DIGEST: approves the purchase of certain land owned by Donro, Inc. by the Department of Public Works for construction of a stormwater improvements project

COMMITTEE ACTION:

06/18/2009 Postpone until 7/9/2009 6-0

09/10/2009 Tabled 7-0

PROPOSAL NO. 218, 2009 (General Ordinance)

INTRODUCED: 06/08/2009 BY: Councillor Coleman

REFERRED TO: Public Works Committee

DIGEST: amends the Code to provide for motorcycle parking meter spaces

COMMITTEE ACTION:

07/09/2009 Tabled 5-2

## **XVI. PENDING PROPOSALS**

PROPOSAL NO. 243, 2009 (Special Ordinance)

INTRODUCED: 06/29/2009 BY: Councillors Hunter and Evans

REFERRED TO: Public Works Committee

DIGEST: approves and authorizes execution of an agreement between the City of Indianapolis and Hamilton County, Indiana, for the exercise of eminent domain authority and the construction of highway and drainage improvements in Marion and Hamilton Counties

COMMITTEE ACTION:

07/09/2009 Postpone until 7/30/2009 7-0

07/30/2009 Tabled 8-0

PROPOSAL NO. 256, 2009 (Special Resolution)

INTRODUCED: 06/29/2009 BY: Councillors Sanders, Plowman, D. Mahern and B. Mahern

REFERRED TO: Rules and Public Policy Committee

DIGEST: calls upon the hospitality industry to reduce the negative impact of outsourcing jobs on the community

COMMITTEE ACTION:

07/28/2009 Postponed 5-0

09/29/2009 Postpone until 10/13/2009 8-0

10/13/2009 Postpone until 11/4/2009 6-0

PROPOSAL NO. 293, 2009 (Council Resolution)

INTRODUCED: 08/10/2009 BY: Councillor Coleman

REFERRED TO: Parks and Recreation Committee

DIGEST: directs the Director and the Board of Parks and Recreation to consider the sale of city golf courses

COMMITTEE ACTION:

08/13/2009 Tabled 7-0

PROPOSAL NO. 303, 2009 (General Ordinance)

INTRODUCED: 08/10/2009 BY: Councillor Coleman

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to add a new section regarding the internet posting of city and county contracts

COMMITTEE ACTION:

09/29/2009 Postpone until 11/4/2009 8-0

PROPOSAL NO. 359, 2009 (General Ordinance)

INTRODUCED: 09/21/2009 BY: Councillors Hunter, McQuillen and Malone

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to adopt a new chapter requiring permits for funeral and other escorted vehicular processions

COMMITTEE ACTION:

09/23/2009 Tabled 8-0

PROPOSAL NO. 370, 2009 (Fiscal Ordinance)

INTRODUCED: 10/05/2009 BY: Councillors Pfisterer and Moriarty Adams

REFERRED TO: Administration and Finance Committee

DIGEST: approves a transfer of \$44,200 in the 2009 Budget of the Marion County Assessor (County General Fund) to replace three new central air conditioning units, to upgrade and standardize computer connectivity, and to fund other equipment purchases necessary to expedite commercial appeals processing and to perform mandatory reassessment activities