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

May 13, 2013

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor McHenry**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – April 22, 2013**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 144, 2013 (Special Resolution)
INTRODUCED: 05/13/2013 BY: Councillor Robinson
REFERRED TO: Committee of the Whole
DIGEST: recognizes Delta Sigma Theta on their centennial anniversary

PROPOSAL NO. 145, 2013 (Special Resolution)
INTRODUCED: 05/13/2013 BY: Councillor Robinson
REFERRED TO: Committee of the Whole
DIGEST: recognizes Young Men, Inc. for its efforts and dedication in mentoring young African American males

PROPOSAL NO. 146, 2013 (Special Resolution)
INTRODUCED: 05/13/2013 BY: Councillor Adamson
REFERRED TO: Committee of the Whole
DIGEST: recognizes the Arsenal Tech High School Tech Leaders of Tomorrow program

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

PROPOSAL NO. 147, 2013 (Special Resolution)

INTRODUCED: 05/13/2013 BY: Councillor McQuillen

REFERRED TO: Committee of the Whole

DIGEST: recognizes Tamika Catchings and the Catch the Stars Foundation

PROPOSAL NO. 160, 2013 (Special Resolution)

INTRODUCED: 05/13/2013 BY: Councillors Lewis and Robinson

REFERRED TO: Committee of the Whole

DIGEST: recognizes the "Reading Rock Stars" of Mrs. Laura Nelson's kindergarten class and the "Nemo Scholars" of Miss Elizabeth Guynn's kindergarten class for reading 5,074 books in 50 school days

PROPOSAL NO. 148, 2013 (Special Resolution)

INTRODUCED: 05/13/2013 BY: Councillors Adamson, Holliday, Lutz, Talley, Hickman,

Mansfield, Mascari, Moriarty Adams, Evans, Freeman, Pfisterer, Sandlin and Scales

REFERRED TO: Committee of the Whole

DIGEST: supports the decision of the Metropolitan Development Commission in Zoning Case No. 2011-MOD-011 and urges the Indianapolis Airport Authority to terminate its present efforts to appeal and overturn that zoning decision

PROPOSAL NO. 59, 2013 (Council Resolution)

INTRODUCED: 02/25/2013 BY: Councillor Lewis

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: reappoints Melissa Coxey to the Metropolitan Board of Zoning Appeals, Division II

COMMITTEE ACTION:

03/11/2013 Postpone until 4/1/2013 6-0

04/01/2013 Postpone until 4/29/2013 8-0

04/29/2013 Do Pass 7-0

PROPOSAL NO. 81, 2013 (Council Resolution)

INTRODUCED: 03/25/2013 BY: Councillor Lewis

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: appoints Vicki J. Wright as the large business, Class I, representative to the Wellfield Education Corporation Board

COMMITTEE ACTION:

04/01/2013 Postpone until 4/29/2013 8-0

04/29/2013 Do Pass 8-0

PROPOSAL NO. 121, 2013 (Council Resolution)

INTRODUCED: 04/22/2013 BY: Councillors Lewis and McQuillen

REFERRED TO: Administration and Finance Committee

DIGEST: establishes a bipartisan study commission to review and analyze the effects of the local homestead credit on Marion County homeowners and on the budgets of all property tax supported units in Marion County, to hold public hearings and receive public input, and to report to the Council findings and recommendations relating to the implications of the local homestead credit on future budget planning

COMMITTEE ACTION:

04/30/2013 Do Pass 8-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 127, 2013 (Fiscal Ordinance)

INTRODUCED: 05/13/2013 BY: Councillors Lewis and McQuillen

REFERRED TO: Administration and Finance Committee

DIGEST: reduces 2013 appropriations for various city and county agencies by a net total of \$1,352,832 to reflect operating budget reductions to mitigate the 2013 structural budget gap. This proposal impacts the following departments and agencies: Office of the Mayor, Office of Finance and Management, Office of Corporation Counsel, Office of Minority & Women Business Development, Telecom and Video Services Agency, Department of Parks and Recreation, County Assessor, County Auditor, County Treasurer, County Surveyor, County Recorder, and the City-County Council

PROPOSAL NO. 128, 2013 (General Resolution)

INTRODUCED: 05/13/2013 BY: Councillor McQuillen

REFERRED TO: Administration and Finance Committee

DIGEST: approves the issuance of Park District refunding bonds in a principal amount not to exceed \$3,000,000 to effect savings

PROPOSAL NO. 129, 2013 (General Resolution)

INTRODUCED: 05/13/2013 BY: Councillor McQuillen

REFERRED TO: Administration and Finance Committee

DIGEST: approves the issuance of Flood Control District refunding bonds in a principal amount not to exceed \$1,200,000 to effect savings

PROPOSAL NO. 130, 2013 (General Resolution)

INTRODUCED: 05/13/2013 BY: Councillor McQuillen

REFERRED TO: Administration and Finance Committee

DIGEST: approves the issuance of Sanitary District refunding bonds in a principal amount not to exceed \$6,000,000 to effect savings

PROPOSAL NO. 131, 2013 (General Resolution)

INTRODUCED: 05/13/2013 BY: Councillor McQuillen

REFERRED TO: Administration and Finance Committee

DIGEST: approves the issuance of Metropolitan Thoroughfare District refunding bonds in a principal amount not to exceed \$6,000,000 to effect savings

PROPOSAL NO. 132, 2013 (Fiscal Ordinance)

INTRODUCED: 05/13/2013 BY: Councillors Miller and Hickman

REFERRED TO: Community Affairs Committee

DIGEST: appropriates \$110,500 in the 2013 budget of the Mayor's Office of Education Innovation (State Grants Fund) to fund oversight cost of special management teams now operating the four turnaround academies, reimbursed by the Indiana Department of Education

PROPOSAL NO. 133, 2013 (General Resolution)

INTRODUCED: 05/13/2013 BY: Councillors Barth, Moriarty Adams and Osili

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves the statement of benefits of Eli Lilly and Company, an applicant for tax abatement for property located in an Economic Revitalization Area

PROPOSAL NO. 134, 2013 (General Resolution)

INTRODUCED: 05/13/2013 BY: Councillors Gray and Lutz

REFERRED TO: Municipal Corporations Committee

DIGEST: approves the 2014-2016 Library Capital Project Fund Plan of the Indianapolis-Marion County Public Library

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 135, 2013 (Fiscal Ordinance)

INTRODUCED: 05/13/2013 BY: Councillors Moriarty Adams and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates and transfers \$61,303 in the 2013 Budget of the Marion Superior Court (Federal Grants Stimulus, Federal Grants, State Grants, and County Grants Funds) to implement various grant-funded court initiatives for wireless and family court projects and drug and alcohol rehabilitation services

PROPOSAL NO. 136, 2013 (Fiscal Ordinance)

INTRODUCED: 05/13/2013 BY: Councillors Lewis and McQuillen

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reduces 2013 appropriations for the Department of Public Safety, Marion County Coroner and the Marion Superior Court by a net total of \$267,264 to reflect reductions in the operating budgets to mitigate the 2013 structural budget gap

PROPOSAL NO. 137, 2013 (General Ordinance)

INTRODUCED: 05/13/2013 BY: Councillor Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to provide for penalties for more than one false alarm in a two-year period

PROPOSAL NO. 138, 2013 (Fiscal Ordinance)

INTRODUCED: 05/13/2013 BY: Councillor Lewis

REFERRED TO: Public Works Committee

DIGEST: approves an increase of \$350,000 in the 2013 Budget of the Department of Public Works (Redevelopment General Fund) to fund Phase One of the Gateway, Pedestrian and Transit Improvements Project in the Lafayette Square area

PROPOSAL NO. 139, 2013 (General Ordinance)

INTRODUCED: 05/13/2013 BY: Councillor Moriarty Adams

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on the south side of St. Joseph Street between Emerson Avenue and Leland Avenue (District 17)

PROPOSAL NO. 140, 2013 (General Ordinance)

INTRODUCED: 05/13/2013 BY: Councillor Moriarty Adams

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls at 11th Street and Downey Avenue (District 17)

PROPOSAL NO. 141, 2013 (General Ordinance)

INTRODUCED: 05/13/2013 BY: Councillor Brown

REFERRED TO: Public Works Committee

DIGEST: amends the Code to allow monies from the RebuildIndy Fund to be appropriated to the Department of Public Safety for the purpose of reimbursing the department for the expenses relating to the recruitment, hiring and training of sworn police officers and to create a new non-reverting police recruiting fund

PROPOSAL NO. 142, 2013 (General Ordinance)

INTRODUCED: 05/13/2013 BY: Councillors McQuillen and Lewis

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to provide for required water conservation measures when a water alert, warning or emergency has been declared

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 143, 2013 (General Ordinance)
INTRODUCED: 05/13/2013 BY: Councillor Miller
REFERRED TO: Rules and Public Policy Committee
DIGEST: amends the Code to adopt new provisions within Chapter 407 with respect to panhandling

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 149-151, 2013 (Rezoning Ordinances)
INTRODUCED: 05/13/2013 BY: Councillor Robinson
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on April 17, 2013

PROPOSAL NO. 152, 2013 (Rezoning Ordinance)
INTRODUCED: 05/13/2013 BY: Councillor Robinson
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on April 18, 2013

PROPOSAL NOS. 153-159, 2013 (Rezoning Ordinances)
INTRODUCED: 05/13/2013 BY: Councillor Robinson
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on May 2, 2013

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 106, 2013 (Fiscal Ordinance)
INTRODUCED: 04/22/2013 BY: Councillor Moriarty Adams
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: appropriates \$1,796,925 in the 2013 Budget of the Department of Public Safety, Indianapolis Fire Department (Federal Grants Fund) to cover salary and benefits of 30 new firefighters, financed by a SAFER grant
COMMITTEE ACTION:
05/01/2013 Do Pass 7-0

PROPOSAL NO. 107, 2013 (Fiscal Ordinance)
INTRODUCED: 04/22/2013 BY: Councillor Mascari
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: appropriates \$905,470 in the 2013 Budget of the Marion County Sheriff (County Cumulative Capital Improvement Fund) to purchase 19 extended cargo vans and inserts for the transport of arrestees
COMMITTEE ACTION:
05/01/2013 Do Pass 7-0

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 82, 2013 (General Resolution)
INTRODUCED: 03/25/2013 BY: Councillors Barth, Adamson, Cain, Moriarty Adams, McQuillen, Miller and Osili
REFERRED TO: Metropolitan and Economic Development Committee
DIGEST: confirms the designation of certain real property as a high technology district area and that qualified property owned by ExactTarget, Inc is exempt from property taxation
COMMITTEE ACTION:
04/29/2013 Do Pass 8-0

PROPOSAL NO. 85, 2013 (General Ordinance)
INTRODUCED: 03/25/2013 BY: Councillor Gray
REFERRED TO: Public Works Committee
DIGEST: authorizes parking restrictions on Pennsylvania Street from 48th to 49th Street (District 8)
COMMITTEE ACTION:
04/18/2013 Do Pass 8-0
COUNCIL ACTION:
04/22/2013 Postpone until 5/13/2013

PROPOSAL NO. 108, 2013 (General Ordinance)
INTRODUCED: 04/22/2013 BY: Councillor Moriarty Adams
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: amends the Code to add a new member to the domestic violence fatality review team from a domestic violence coordinated community response organization
COMMITTEE ACTION:
05/01/2013 Do Pass 7-0

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 Madam President.

The President The Chair recognizes Councillor McQuillen.

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

By All Councillors in memory of former Governor Otis R. Bowen.

By Councillor McQuillen in memory of Edward E. English.

By Councillors Pfisterer, McHenry and Lutz in memory of Brooke Lahr.

By Councillor Holliday in memory of Phillip Raymond Babb.

By Councillors Cain and McQuillen in memory of John F. Ferguson.

By Councillor Pfisterer in memory of Louise Bogden.

By Councillor Brown in memory of Charlesetta Russell and Frederick Allen Crawford.

By Councillor Cain in memory of Ben Jackson.

By Councillor Moriarty Adams in memory of Margaret Pierce and Gertrude Ray.

Madam 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 McQuillen. 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. 274, 2012 (Special Resolution)

INTRODUCED: 08/13/2012 BY: Councillors Talley and Mahern

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: urges the Metropolitan Development Commission to adopt the recommendations of the Council's Tax Increment Financing (TIF) Study Commission

COUNCIL ACTION:

08/13/2012 Referred to Committee

COMMITTEE ACTION:

10/08/2012 Postpone until 10/22/2012 8-0

10/22/2012 Postpone until 11/26/2012 7-0

11/26/2012 Postpone until 12/10/2012 8-0

12/10/2012 Postpone until 1/14/2013 8-0

01/14/2013 Postpone until 2/4/2013 6-1

02/04/2013 Tabled 8-0

PROPOSAL NO. 275, 2012 (Special Resolution)

INTRODUCED: 08/13/2012 BY: Councillors Talley and Mahern

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: urges the Indiana General Assembly to adopt certain recommendations of the Council's Tax Increment Financing (TIF) Study Commission

COUNCIL ACTION:

08/13/2012 Referred to Committee

COMMITTEE ACTION:

10/08/2012 Postpone until 10/22/2012 8-0

10/22/2012 Postpone until 11/26/2012 7-0

11/26/2012 Postpone until 12/10/2012 8-0

12/10/2012 Postpone until 1/14/2013 8-0

01/14/2013 Postpone until 2/4/2013 6-1

02/04/2013 Tabled 8-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 349, 2012 (General Resolution)

INTRODUCED: 10/15/2012 BY: Councillors Scales and Talley

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves an amendment to the declaratory resolution and redevelopment plan for the Fall Creek/Citizens Consolidated Redevelopment Area

COMMITTEE ACTION:

11/26/2012 Postpone until 12/10/2012 6-2

12/10/2012 Postpone until 1/14/2013 5-3

01/14/2013 Tabled 4-3

PROPOSAL NO. 26, 2013 (Special Ordinance)

INTRODUCED: 01/28/2013 BY: Councillor Mansfield

REFERRED TO: Administration and Finance Committee

DIGEST: authorizes the City to issue bonds in a maximum aggregate principal amount not to exceed \$2,500,000 to fund payments to two defendants to settle a civil lawsuit against IMPD Officer David Bisard and the City of Indianapolis on charges of negligence causing personal injury, neglect and intentional infliction of emotional distress

COMMITTEE ACTION:

02/05/2013 Postpone until 3/5/2013 5-0

03/05/2013 Postpone until 4/2/2013 4-3

04/02/2013 Postpone until 4/30/2013 8-0

04/30/2013 Tabled 8-0

PROPOSAL NO. 27, 2013 (General Ordinance)

INTRODUCED: 01/28/2013 BY: Councillor Mahern

REFERRED TO: Community Affairs Committee

DIGEST: amends the Code concerning charter schools concerning the establishment of a management fund and institution of administrative fees and regarding timely written notification of a charter revocation

COMMITTEE ACTION:

03/04/2013 Amended and Took No Further Action 6-0

PROPOSAL NO. 28, 2013 (General Ordinance)

INTRODUCED: 01/28/2013 BY: Councillor Mahern

REFERRED TO: Ethics Committee

DIGEST: amends the Code concerning ethics disclosure to ensure more transparency with respect to gifts provided to Councillors and their families

COMMITTEE ACTION:

02/14/2013 Postpone until 3/14/2013 4-0

04/18/2013 Tabled 5-0

PROPOSAL NO. 34, 2013 (General Ordinance)

INTRODUCED: 01/28/2013 BY: Councillor Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to repeal the section creating the Law Enforcement Study Commission

COMMITTEE ACTION:

02/13/2013 Tabled 6-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 52, 2013 (General Ordinance)

INTRODUCED: 02/11/2013 BY: Councillors Miller, Barth, Adamson and Hickman

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to adopt new provisions within Chapter 575 regarding the elimination of graffiti

COMMITTEE ACTION:

02/12/2013 Postpone until 3/12/2013 6-0

04/09/2013 Postpone until 5/7/2013 7-0

05/07/2013 Tabled 7-0

PROPOSAL NO. 88, 2013 (General Resolution)

INTRODUCED: 03/25/2013 BY: Councillor Lewis

REFERRED TO: Public Works Committee

DIGEST: establishes an interest in acquiring real estate owned by Deborah M. Bilal for the construction of the 71st Street Bikeway project

COMMITTEE ACTION:

04/18/2013 Postpone until 5/2/2013 5-1

PROPOSAL NO. 89, 2013 (Council Resolution)

INTRODUCED: 03/25/2013 BY: Councillor Miller

REFERRED TO: Community Affairs Committee

DIGEST: approves the Mayor's establishment of a charter school, "Christel House DORS II, Inc." by issuing a charter to Christel House Academy, Inc.

PROPOSAL NO. 90, 2013 (Council Resolution)

INTRODUCED: 03/25/2013 BY: Councillor Miller

REFERRED TO: Community Affairs Committee

DIGEST: approves the Mayor's establishment of a charter school, "Christel House Academy II, Inc." by issuing a charter to Christel House Academy, Inc.

PROPOSAL NO. 105, 2013 (General Ordinance)

INTRODUCED: 04/22/2013 BY: Councillors Miller and Mahern

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: amends the Code to create the Fountain Square Economic Improvement District for the development and improvement of the Fountain Square cultural district

PROPOSAL NO. 109, 2013 (General Ordinance)

INTRODUCED: 04/22/2013 BY: Councillor Evans

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in the New Augusta Woods subdivision (District 1)

PROPOSAL NO. 110, 2013 (General Ordinance)

INTRODUCED: 04/22/2013 BY: Councillor Oliver

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls at Brookside Parkway North Drive and 19th Street (District 10)

PROPOSAL NO. 111, 2013 (General Ordinance)

INTRODUCED: 04/22/2013 BY: Councillor Gray

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on 52nd Street between Sunset and Byram Avenues (District 8)

XVI. PENDING PROPOSALS

PROPOSAL NO. 112, 2013 (General Ordinance)

INTRODUCED: 04/22/2013 BY: Councillor Sandlin

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls at McFarland Boulevard and Tarragon Place (District 24)

PROPOSAL NO. 114, 2013 (General Ordinance)

INTRODUCED: 04/22/2013 BY: Councillor Evans

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on Founders and Wesleyan Roads near DePauw Boulevard (District 1)

PROPOSAL NO. 115, 2013 (General Ordinance)

INTRODUCED: 04/22/2013 BY: Councillor McQuillen

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to change the council rules on minority representation on council committees

COMMITTEE ACTION:

05/07/2013 Tabled 5-3