

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

**REGULAR MEETINGS  
MONDAY, JULY 24, 2017**

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, July 24, 2017, with Councillor Lewis presiding.

Councillor Clay asked for a moment of silence in prayer for recovery for Indianapolis Metropolitan Police Department Deputy Chief James Waters, who was injured in an automobile crash this week and remains in critical condition. He then introduced Rev. Dr. Wayne Moore, Senior Pastor of the Olivet Missionary Baptist Church, who led the opening prayer. Councillor Clay then invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*24 PRESENT: Adamson, Clay, Coats, Cordi, Evans, Fanning, Gray, Holliday, Jackson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Mowery, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wesseler*  
*1 ABSENT: Johnson*

A quorum of 24 members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor McHenry recognized Ed and Lynn Locke, volunteers in the community. Councillor Osili recognized representatives of IndyCAN, Indianapolis businessmen Bill Shrewsberry and John Kish, and a friend from childhood, Vane Martin. Councillor Adamson recognized friend Mark Smith. Councillor Mowery recognized Sheriff's Deputy Jim Grimes, candidate for Marion County Sheriff.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, July 24, 2017, 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/Maggie A. Lewis  
President, City-County Council

July 7, 2017

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Wednesday, July 12, 2017 a copy of a Notice of Public Hearing on Proposal Nos. 173, 174, 182 and 183, 2017, said hearing to be held on Monday, July 24, 2017, at 7:00 p.m. in the Public Assembly Room of the City-County Building.

Respectfully,  
s/NaTrina DeBow  
Clerk of the City-County Council

July 20, 2017

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, NaTrina DeBow, the following ordinances:

FISCAL ORDINANCE NO. 13, 2017 – appropriates an additional \$250,000 in the 2017 Budget of the Department of Metropolitan Development (Housing Trust Fund) to provide additional services and housing to Marion County's homeless/at-risk population

GENERAL ORDINANCE NO. 24, 2017 – amends the Code to authorize the county recorder to charge a flat fee of ten dollars for each document the Marion County Recorder records

GENERAL ORDINANCE NO. 25, 2017 – authorizes intersection controls at Beecher Street and Orleans Street (District 21)

GENERAL ORDINANCE NO. 26, 2017 – authorizes parking restrictions on Kellum Drive from Mills Road to Raritan Drive (District 20)

GENERAL ORDINANCE NO. 27, 2017 – authorizes intersection controls at the intersection of Arden Drive and Arden North Drive (District 2)

GENERAL ORDINANCE NO. 28, 2017 – authorizes intersection controls at the intersection of Delaware Street and 32nd Street (District 9)

GENERAL ORDINANCE NO. 29, 2017 – authorizes parking restrictions along the inner curbs of Monument Circle (District 11)

GENERAL ORDINANCE NO. 30, 2017 – authorizes intersection controls at the intersection of Brandenburg Boulevard and States Bend Drive (District 18)

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GENERAL ORDINANCE NO. 31, 2017 – authorizes intersection controls at the intersection of Grove Avenue and Lexington Avenue (District 16)

GENERAL ORDINANCE NO. 32, 2017 – authorizes intersection controls at the intersection of Stevens Street and Greer Street (District 16)

GENERAL ORDINANCE NO. 33, 2017 – authorizes intersection controls throughout the Holiday Subdivision (District 1)

GENERAL ORDINANCE NO. 34, 2017 – authorizes parking restrictions on Cornell Avenue (District 2)

GENERAL ORDINANCE NO. 35, 2017 - authorizes intersection controls at the intersection of Allison Avenue and 36th Street (District 10)

GENERAL ORDINANCE NO. 36, 2017 – authorizes intersection controls at the intersection of Allison Avenue and 36th Street (District 10)

SPECIAL ORDINANCE NO. 3, 2017 – authorizes the issuance of economic development tax increment revenue bonds in an amount not to exceed \$7,200,000 to GP-Deylen, LLC for the acquisition, design, construction, renovation, installation, improvement and equipping of a 126-unit mixed-use apartment building, including urban street-front retail, a multi-story parking garage, and streetscape and landscape projects, located at the southwest corner of the intersection of New York and Delaware Streets in the Ardmore Economic Allocation Area (District 11)

SPECIAL ORDINANCE NO. 4, 2017 – authorizes the issuance of economic development tax increment revenue bonds in an amount not to exceed \$8,020,000 to Indy Canal Lodging Associates LLC and Sun Development and Management Corporation for the financing, acquisition, construction, renovation, installation and equipping of a parking facility, adjacent hotels and retail space, and preservation of the historic Bethel AME Church located at 414 W. Vermont Street in the Northwest Redevelopment Area (District 11)

GENERAL RESOLUTION NO. 8, 2017 – approves a declaratory resolution and economic development plan of the Metropolitan Development Commission creating the Ardmore Economic Development Area

GENERAL RESOLUTION NO. 9, 2017 - approves the purchase of certain real estate by the Department of Public Works for the construction of the Indianapolis River Park East Addition Storm Water Improvements Project, which property is owned by Colonial Hills Baptist Church, Inc.

SPECIAL RESOLUTION NO. 33, 2017 – honors Ron Reinking for his many years of service as the General Manager of the Indianapolis-Marion County Building Authority

SPECIAL RESOLUTION NO. 34, 2017 – recognizes the 2017 Fire, Police and Deputy Sheriff's Community Recognition Awards Honorees

s/Joseph H. Hogsett, Mayor

### **ADOPTION OF THE AGENDA**

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

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journals of July 10, 2017. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 214, 2017. The proposal, sponsored by Councillors McHenry, Lewis, Gray, Evans, McQuillen, Pfisterer and Osili, recognizes the Cardinal Ritter High School Raiders baseball team for their 2017 Indiana High School Athletic Association (IHSAA) 2A State Championship win. Councillors McHenry and Evans read the proposal and presented representatives with copies of the document and Council pins. Dave Scott, Raiders Head Coach, thanked the Council for the recognition. Councillor McHenry moved, seconded by Councillor Evans, for adoption. Proposal No. 214, 2017 was adopted by a unanimous voice vote.

Proposal No. 214, 2017 was retitled SPECIAL RESOLUTION NO. 35, 2017, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 35, 2017

A SPECIAL RESOLUTION recognizing the Cardinal Ritter High School Raiders baseball team for their 2017 Indiana High School Athletic Association (IHSAA) 2A State Championship win.

WHEREAS, the Cardinal Ritter Raiders won the 2017 IHSAA 2A State Championship game on June 17, 2017 by defeating the Wapahani Raiders by a score of 10-4. This is their first ever baseball championship at Cardinal Ritter; and

WHEREAS, the Raiders have had five (5) straight Sectional Championships, been undefeated in the last four (4) years in the Indiana Crossroads Conference, and had four straight ICC Championships (27-0), with a school record of 28-3; and

WHEREAS, the Raiders beat top rated Providence High School, Heritage Christian, Southmont, Covenant Christian, Seccina, and Cascade. The Raiders have a great fan base and a traveling mascot in Loretta the Log; and

WHEREAS, the Raiders are led by Head Coach Dave Scott, who is IHSBCA District L Coach of the Year, and supported by assistant coaches Mike DeChant, Scott Leverenz, David Scott, Greg Gough, Fred Sheats, and Nate Mills; and

WHEREAS, the baseball team members consisted of: Blake Malatestinic, (who was the State Mental Attitude winner and is the face for the IHSAA Sportsman campaign), Jake Kluemper, Alex Vela, Brian Bacon, Kyle Price, Ben Egenolf, Luke Shearer, Dillon Olejnik, Henry Woodcock, Autry Gaynor, Brian Eisele, Joey Gruber, Gus Esterline, Damien Wallace, Le’Ron Fleming, Dalton Hicks, Bryce Giebel, Ben McCall, Dan Bayler, Grant Eifert, Jack Henninger, and Joey Wynne; 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 the Cardinal Ritter High School Raiders baseball team for winning the 2017 IHSAA 2A State Championship.

SECTION 2. The Council extends its congratulations to the entire team, coaching staff and school administration on their achievement and wishes each player great success in their future endeavors, both athletically and academically.

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. 176, 2017. Councillor Simpson reported that the Administration and Finance Committee heard Proposal No. 176, 2017 on July 18, 2017. The proposal, sponsored by Councillor Osili, confirms the Mayor's appointment of Mark K. Sullivan as hearing officer to preside over the administrative adjudication of parking citations and environmental violations. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Simpson moved, seconded by Councillor Adamson, for adoption. Proposal No. 176, 2017 was adopted on the following roll call vote; viz:

*21 YEAS: Adamson, Clay, Coats, Cordi, Fanning, Holliday, Jackson, Kreider, Lewis, Mascari, McQuillen, Miller, Mowery, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wesseler*  
*1 NAY: Gray*  
*2 NOT VOTING: Evans, McHenry*  
*1 ABSENT: Johnson*

Proposal No. 176, 2017 was retitled COUNCIL RESOLUTION NO. 53, 2017, and reads as follows:

July 24, 2017

CITY-COUNTY COUNCIL RESOLUTION NO. 53, 2017

A COUNCIL RESOLUTION approving the Mayor's appointment of Mark K. Sullivan as hearing officer to preside over the administrative adjudication of parking citations and environmental violations on behalf of the Consolidated City of Indianapolis and Marion County.

WHEREAS, pursuant to Indiana Code § 36-3-3-8 and Sections 103-503 and 103-73 of the "Revised Code of the Consolidated City and County", a mayoral appointment of a hearing officer to preside over the administrative adjudication of parking citations and environmental violations on behalf of the Consolidated City of Indianapolis and Marion County is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Mark K. Sullivan to serve as hearing officer at the pleasure of the Mayor for a term of one (1) year and until a successor is appointed; now, therefore:

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

SECTION 1. Mark K. Sullivan is approved and confirmed by the City-County Council to serve as hearing officer at the pleasure of the Mayor for the term of one (1) year and until a successor is appointed.

SECTION 2. This ordinance shall be in effect upon adoption and compliance with Indiana Code § 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 179, 2017. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves transfers and additional appropriations in the 2017 Budget of the Marion Superior Court (Court Equipment, Drug Testing, Drug Treatment Diversion, State Grants, Federal Grants and County Grants Funds) to cover contractual obligations, equipment and staff salaries and benefits"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 180, 2017. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an additional appropriation in the 2017 Budget of the Marion County Sheriff (State and Federal Grants Funds) to provide mental and behavioral health treatment jail programs and equipment for the Communications Division, funded by grants from the Indiana Department of Correction and the Department of Justice"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 188, 2017. Introduced by Councillor Adamson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves additional appropriations of \$3,140,000 in the 2017 Budget of the Department of Public Works (Storm Water Management, Storm Water Capital, Rebuild Indy, and Transportation General Funds) to purchase supplies and vehicles for the Channel Maintenance Services Group, Storm Water Capital Program design and construction, Transportation Capital Program design and construction, and to provide Safer Routes to School program supplies"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 189, 2017. Introduced by Councillor Adamson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$100,000 in the 2017 Budget of the Department of Public Works (City Cumulative Parks and Recreation Fund) to cover the cost of appraisal services, painting and demolition"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 200, 2017. Introduced by Councillor Adamson. The Clerk read the proposal entitled: "A Proposal for a General Resolution which authorizes the Metropolitan Development

Commission and the Department of Metropolitan Development to execute debt obligation in an amount not to exceed \$4,650,000 to acquire land for redevelopment"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 201, 2017. Introduced by Councillor Osili. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends portions of the Code regarding the definitions, use-specific standards, and regulations that address farmers' markets, commercial vehicles, and recreational vehicles in order to aid zoning enforcement"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 202, 2017. Introduced by Councillors Miller and Osili. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which adds a new chapter to the Code regarding allocation of property taxes paid on property transferred by certain entities"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 203, 2017. Introduced by Councillors Robinson and Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Elizabeth Eglen to the Domestic Violence Fatality Review Team"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 204, 2017. Introduced by Councillors Robinson and Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Magistrate Kimberly Mattingly to the Domestic Violence Fatality Review Team"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 205, 2017. Introduced by Councillors Robinson and Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Nola Hunt to the Domestic Violence Fatality Review Team"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 206, 2017. Introduced by Councillors Robinson and Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Tiffany Woods to the Domestic Violence Fatality Review Team"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 207, 2017. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the appointment of Tyler Bouma as the Director of the Marion County Community Corrections Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 208, 2017. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an additional appropriation of \$237,391 in the 2017 Budget of the Marion County Public Defender Agency (County General Fund) to hire a new TPR/CHINS team and for reimbursement of capital and life without parole public defense cases, offset by reimbursements from the Indiana Public Defender Commission"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 209, 2017. Introduced by Councillor Evans. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Auburn and Henry Streets (District 22)"; and the President referred it to the Public Works Committee.

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PROPOSAL NO. 210, 2017. Introduced by Councillors Miller and Mascari. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a speed limit reduction of 25 miles per hour in the Bates-Hendricks Neighborhood (Districts 16, 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 211, 2017. Introduced by Councillor Holliday. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Mann and Southport Roads (District 20)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 212, 2017. Introduced by Councillors Osili and Adamson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at the intersections of Alabama and 17th Street, New Jersey and 17th Street, and Carrollton Avenue and 17th Street (Districts 11, 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 213, 2017. Introduced by Councillors Fanning, Evans, Cordi and Miller. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to expand nonsmoking areas within the consolidated city to include public parks owned or leased by the city or county"; and the President referred it to the Rules and Public Policy Committee.

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

PROPOSAL NO. 173, 2017. Councillor Simpson reported that the Administration and Finance Committee heard Proposal No. 173, 2017 on July 18, 2017. The proposal, sponsored by Councillor Simpson, approves an additional appropriation of \$19,649 in the 2017 Budget of the Marion County Auditor (Ineligible Deduction Fund) to cover the cost of two secure MICR check printers and additional expenses related to the Real Estate Division remodeling project. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:23 p.m. There being no one present to testify, Councillor Simpson moved, seconded by Councillor Adamson, for adoption. Proposal No. 173, 2017 was adopted on the following roll call vote; viz:

*24 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Gray, Holliday, Jackson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Mowery, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wesseler*

*0 NAYS:*

*1 ABSENT: Johnson*

Proposal No. 173, 2017 was retitled FISCAL ORDINANCE NO. 14, 2017, and reads as follows:

#### **CITY-COUNTY FISCAL ORDINANCE NO. 14, 2017**

A FISCAL ORDINANCE amending the City-County Annual Budget for 2017 (City-County Fiscal Ordinance No. 22, 2016) by appropriating a total of \$19,649 for purposes of the Marion County Auditor's Office.

#### **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 its adoption, the City-County Annual Budget for 2017 is hereby amended by the increases and decreases hereinafter stated for purposes of the Marion County Recorder's Office.

SECTION 2. The **Marion County Auditor's Office**, requests an appropriation of \$5,000 in Character 03 and \$14,649 in Character 04 of the Auditor's Ineligible Deduction Fund to cover costs associated with the Real Estate Division remodeling project and the purchase of two secure MICR check printers.

<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>TOTAL</b>
Ineligible Deduction Fund (20002)			5,000	14,649	19,649

SECTION 3. Upon approval of this, and other pending approvals, the 2016 year-end and projected 2017 year-end fund balances are as follows:

	Projected 2016 year-end balance	Projected 2017 year-end balance
Ineligible Deduction Fund (20002)	2,724,676	3,205,386

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

PROPOSAL NO. 174, 2017. Councillor Simpson reported that the Administration and Finance Committee heard Proposal No. 174, 2017 on July 18, 2017. The proposal, sponsored by Councillors Simpson and Lewis, appropriates an additional \$30,000 in the 2017 Budget of the City-County Council (City Cumulative Capital Fund) to fund the completion of the voting system and legislative management upgrade and related expenses. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:24 p.m. There being no one present to testify, Councillor Simpson moved, seconded by Councillor Adamson, for adoption. Proposal No. 174, 2017 was adopted on the following roll call vote; viz:

24 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Gray, Holliday, Jackson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Mowery, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wesseler  
 0 NAYS:  
 1 ABSENT: Johnson

Proposal No. 174, 2017 was retitled FISCAL ORDINANCE NO. 15, 2017, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 2017

A FISCAL ORDINANCE amending the City-County Annual Budget for 2017 (City-County Fiscal Ordinance No. 22, 2016) appropriating an additional Thirty Thousand Dollars (\$30,000) for purposes of the City-County Council.

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, the City-County Annual Budget for 2017 is hereby amended to reflect additional appropriations hereinafter stated for purposes of the City-County Council.

SECTION 2. A total of \$30,000 is appropriated in the budget of the City-County Council to fund the completion of the voting system and legislative management upgrade and related expenses. The following additional appropriation is hereby approved:

<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
City Cumulative Capital Fund	0	0	0	30,000	0	30,000

SECTION 3. Upon approval of this, and other pending approvals, the projected 2016 and projected 2017 year-end fund balances for the Consolidated County Fund are as follows:



<b>Fund</b>	<b>2016 year-end balance</b>	<b>Projected 2017 year-end balance</b>
City Cumulative Capital Fund	1,491,624	365,669

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

PROPOSAL NO. 175, 2017. Councillor Simpson reported that the Administration and Finance Committee heard Proposal No. 175, 2017 on July 18, 2017. The proposal, sponsored Councillors Simpson and Mascari, authorizes the issuance of notes in an aggregate principal amount not to exceed \$20,000,000 for the purpose of providing funds to be applied to pay a portion of the planning and design costs in connection with a proposed community justice campus, and appropriating the proceeds thereof. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Miller said that he supported the previous criminal justice center plan, and he was comfortable with it because savings were going to fund it. Like many big projects, they agreed to spend money up front to fund it, about \$17 million, and ended up losing some of it when the project fell through. Councillor Miller said that there was not as much information provided previously, as with this new proposed project, and yet this Council spent that \$17 million anyway. He said that he is more comfortable going forward with this because there is much more information, but they should not vote to spend this money if they do not think the project is worth doing and are not prepared to move forward with it. He said that his biggest issue is with the funds that are being used to close the gap in funding that was not present in the first project. The last time around, the Sheriff predicted \$45 to \$47 million in savings to help fund the project, but in this new projection, they are only offering \$34 million. The administration is now using Medicaid money and road money to make up that gap in funding. He said that he believes they do need a jail, but he does not understand why the Sheriff is no longer committing to the savings he had promised before. He challenged the Sheriff candidates to look for a way to match those previous numbers, as the current Sheriff will no longer be in office when this project is completed. He said that despite this concern, he will support the proposal.

The President called for public testimony at 7:27 p.m.

Deputy James Martin, Marion County Sheriff's Department, read a statement from the Sheriff regarding his full support of Proposal No. 175, 2017 and the proposed community justice center. He said that the County has been in need of a new jail for a very long time, and they need a safer facility that will allow personnel to more effectively secure the inmates of Marion County. He said that they have been working for months with the mayor's team and believe a solid financial picture is being presented this evening, with realistic funding sources. He said that it is time to begin designing the new criminal justice center. He added that the staffing designs are realistic and utilize innovative design and cutting edge technology to insure that fewer deputies will be needed to manage the facility. He added that he applauds the new reform structure of helping those with mental or other chronic illnesses and addictions to find alternatives to incarceration. He said that he believes this will address the growing health care crisis in the criminal justice system, and the new assessment and intervention center (AIC) will keep non-violent offenders, who are not a threat to the community, out of jail and get them the help they need so as not to re-offend. He encouraged members to support the proposal.

Stuart Mora, president of Unite Here Local 23, stated that he represents over 1,000 food service workers, and they have many members that have been affected in some way by the criminal justice system, addictions, and/or mental health. He is here to support this effort. He said that

one of their members had a brother who she thought was safe in a mental health facility, but then was told he had committed suicide in the jail, without knowing how he even got there. He said that this project is a step forward to make sure these people find the services they need, and this is definitely needed for the community. He said that this is not a total victory, and they still have a long way to go; but it is a step forward and they support the proposal.

Demi Abbett, middle school teacher, said that most of her students are raised in poverty in urban settings. One of her students had an older brother who was arrested on a drug charge, and this affected his performance in school, as well as the effect it had on his brother's life. His brother is only 14 years old, and the juvenile system has a lot of programs and resources that are helping this young man turn his life around, and they are hoping for change. However, a 19-year-old in the system for the first time will not have the same chance of getting help. She said that this is not a new problem, and this is a step in the right direction toward treating individuals like whole human beings instead of criminals to be written off. She said that she supports the building of a criminal justice center.

Lucas Waterfill, Marion County resident, stated that he supports the proposal. He explained that he has had three friends pass away tragically because of a heroin overdose, and an assessment center may have helped them get the help they needed. He agreed that this is not a total victory, and the fight to end opioid addiction is not over; but this is a step in the right direction. He urged the Council to support the measure.

Brenda McTee, Norwood Neighborhood Association, stated that they would appreciate and welcome the justice center into their area, as there are a lot of seniors in this community, and this would make them feel more comfortable and safe.

Jeff Sparks, Twin Aire Neighborhood Association, stated that Twin Aire is part of the "Great Places 2020" collaboration, and this project has a lot of support from area residents.

Rachel Cooper, president of the Southeast Community Organization (SECO), said that she is so happy that the justice center is going into Twin Aire. She added that the mental health and addiction component is very important, as this area has a lot of homeless individuals and people with addictions coming from the jail straight down Southeastern Avenue into this neighborhood. She said that she has been president of SECO for 27 years, and this is the most positive thing she has ever seen the City bring to this community.

Anne Holy, president of the Christian Park Neighborhood Association, which is also a Great Places 2020 project member, said that her neighborhood is just northeast of the Twin Aire area. She said that they fully support this project and believe it will bring jobs, economic development, and increased housing to the neighborhood. She added that she has lived in this community a long time, and they have seen development take place all around them, and this will be beneficial because it will add their area as the next piece in the puzzle to grow and develop.

Paul Smith, president of Southeast Neighborhood Development (SEND), said that it has been an incredible journey to watch this community come out and support this development in their neighborhood. He said that the prior proposed project on the west side had a lot of opposition from the proposed site's neighbors, but the Twin Aire community strongly supports this project and wants it in their neighborhood. He stated that he would appreciate the Council's support.

Jasmine Ray, president of West and East of Churchman Avenue Neighbors (WECAN), said that they are excited about the positives this project will bring to the Twin Aire area. She said that this will bring an increase in commercial and residential development and increase the police presence in the area. She said that the assessment component is greatly needed, and they welcome new neighbors to their growing community.

Marshall Shackelford, Marion County Re-Entry Coalition (MCRC), said that MCRC provided input into the Mayor's task force on criminal justice reform, and they feel that the recommendations put forth by the task force are comprehensive and have been integrated with best practices in criminal justice across the country. He said that 64% of inmates have some type of mental illness, and another 48% have addictions; and the current process is not setting people up for success upon release. He said that they are optimistic that these reform efforts will provide pre-release and re-entry services and support, and that the bonding program will be based more on risk instead of the ability to pay. He said that they support the proposal.

Juard Barnes, director for IndyCAN (Indianapolis Congregation Action Network), said that they are very excited about this criminal justice reform. They are not as excited necessarily about the facility, but they fully support the plan for reform of the system. He said that they did not support the last plan for a criminal justice center that was put forth; and they came forward and shared best practices, and this new plan involves many of those best practices they provided. He said that he believes this reform will serve the community in a better way and will give them the opportunity and a plan to shift the way Marion County does criminal justice.

Luke Pamer, No New Jail Coalition, urged the Council to oppose this proposal. He said that for the last several years, he has worked as a mental health professional in this City. He reviewed the report of the task force and was glad to see importance placed on mental health, but it does not go far enough. He said that the proposed 300 beds for people with mental health and addiction issues is not enough, when that is only 10% of the total beds; because statistics show 40% of those incarcerated suffer from one of these problems. He said that it makes no sense to spend \$20 million, yet still have hundreds of people not getting the proper help they need. He said that they need to step back and halt this process in order to talk to more mental health professionals, as well as those currently incarcerated who are dealing with these issues in order to see what it is they really need and want. He asked the Council to vote against the proposal this evening for more discussion.

Rev. Edward Dykstra, Tabernacle Presbyterian Church and IndyCAN, said that he supports the effort to radically change the nature of the criminal justice culture in Indianapolis. Passing this bond will change the way individuals treat and view each other. Those with mental illness will be treated as 100% human beings and given the treatment they require, instead of hiding them away in a jail cell. Those with addiction will reclaim their lives with appropriate treatment and encouragement and resources to find their place again in the community. He added that those who need to be separated from society for a time will realize they are still worthwhile by treating them in a place that is better than the current facility. He said that this is one step closer to creating a safe and healthier City, and he hopes to see major changes to bring wholeness to this community. He added that they are not just building a building, but re-building people.

Dago Benega, WECAN business owner, said that he has lived in the project site area for 21 years, and he is excited for the hope that this proposal brings for the Latino community. He said that the Hispanic population in this area is numbered at 22%, and this will bring more opportunities for employment, as well as a safer community for the sports programs they hope to provide. He asked the Council to support the proposal.

Erin Marshall, Decarcerate Marion County and No New Jail Coalition, asked the Council not to approve this funding. She said that they are pouring \$650 million into a campus that they will one day close, just as they will be doing shortly with the current facilities. She asked why they do not take these funds and invest in grocery stores and community centers, instead. She said that they should reconsider rehabilitating current structures instead of constructing a larger jail and leaving large non-usable structures sitting empty. She said that she believes they are exacerbating the problem they are hoping to solve, and they can do better.

Joan Vanore, No New Jail Coalition, said that she is heartened by the concern expressed for those with mental health issues, but she would prefer they delay this vote to insure that they have places to divert these individuals to after assessment. She said that they should provide more funding for the mental health initiatives and homeless programs around the County that already exist and make sure services are actually in place if they are truly considering a diversion program. She said that they keep talking about how much money will be saved with consolidation, but there is no emphasis on improved care. She said that it is unclear how funds for the assessment center will be allocated for those with serious mental health issues to make sure they get the medications they need, because right now, they are being given sub-standard medications to sedate them. She asked if they will be assessed and sent to the hospital portion of the facility or if they will be sent straight into solitary confinement if they experience a psychotic meltdown. She said that they need more guarantees.

Farrah Bastin, Marion County resident, stated that with over 40% of offenders having mental health issues and 85% having substance abuse problems, more needs to be done to provide proper treatment and resources. She said that she is not sure building a newer and bigger jail is the best plan to change jail services. She said that her sister gave up custody of her mentally ill daughter to the State so that she could get the treatment she needed; and her niece is now doing well and giving back to the community. She said that her success is due to having the proper resources and time to address her mental health issues. Her uncle has had several driving under the influence (DUI) charges and has gone back and forth between the County jail and State prisons. She said that he was promised addiction treatment over and over again, but it was never implemented in the jail setting. He is now back home and drinking again, and is likely to repeat the process all over again. She said that these individuals need solid time in a safe program with good specialized treatment, not jail time.

Larry Vaughn, citizen, said that in Auschwitz, Germany 80 years ago, the government went to an economically depressed town to build a new concentration camp, thinking it would solve all their problems. He said that an asylum is an appropriate place to deal with mentally ill people and addicts, and they should not be wrapped in with criminals. This only serves to criminalize mental illness and every act of addiction. He said that this administration is using junkies and heroin addicts to push this proposal across the line, while getting more and more people addicted to heroin; and this is nothing but a concentration camp.

Lawrence Coffee, citizen, said that he grew up in the Christian Park area near Twin Aire. He moved away in 2004, and then came back, because this is a great diverse community to live in. He has seen the area decline in the the last several years, and they cannot even support a grocery store. They still have a small grocery in Twin Aire, but the one on Washington and Sherman could not survive. He said that in 2013, he lost a daughter due to her not being able to have proper treatment; and he hopes that this facility will allow people like her to get the help they need. He stated that he supports the proposal.

Ethan Evans, No New Jail Coalition and Indy10 Black Lives Matter, said that he is against the proposal because of all the points already mentioned, including the fact that the mental health portion does not go far enough. He said that less than 30% of those who need it will be able to get the help they need, because of the number of beds that will be available. He asked why they do not build the assessment center now at the current jail and push this new construction down the line, so that these individuals will not have to wait five years for the facility to be built before they can get treatment. He said that they can set beds aside now and bring in qualified people to work for a lot less than \$600 million. He said that he also hears they are planning to move the Juvenile Detention Center to this site in coming years, and he does not think that is a good idea.

Wade Coleman, citizen, said that he supports the idea of a criminal justice center, but he does not support this proposal. He said that this is former Mayor Greg Ballard's plan all over again, who allocated \$15 million for legal and engineering services, and they now have nothing to show for it. He asked what guarantee taxpayers have that their taxes will not have to be increased or that they will not be in the same boat in a few months, throwing millions of dollars away that could have been spent elsewhere. He said that there are so many community issues facing this City, and yet the Council wants to spend \$20 million for an "idea," when this County has real necessities. He asked if the Council was elected to advocate for multi-million dollar law firms and engineering firms or for taxpayers.

Jess Ray, Woodside United Methodist Church, said that this may be about a jail, but if they really look at it closely, it is for the growth of the City. He said everyone complained when this City built the arena, the dome, the fieldhouse, and the stadium; but all of those have brought growth. For this City to progress, they have to put their arms around this project, regardless of where it is built. He said that the Twin Aire community wants it in their neighborhood, so they should move forward with the project and help this City continue to grow. He said that former Mayor William Hudnut would have loved this project.

Councillor Jackson said that she has spoken with the Mayor and his staff and is glad to see this include programs for the mentally ill and addicts, but she believes they also need a plan in place to help people move from "jail to jobs." She said that besides the mental health issues and addiction, there are a lot of non-violent repeat offenders who simply do not have the resources and help they need to get a job when they are released. She said that she would like to see this component added to help decrease recidivism. She asked the administration to look at some type of "jail to jobs" program to help non-violent offenders get gainful employment and find housing upon their release. She added that there are many great organizations that could be brought to partner with the City to make this happen. She also appreciates all of those advocating for more services for mental health, but this City still needs a jail. With the high murder rate in the City, there are people taking other peoples' lives for no reason, and she, personally, does not want them left out on the streets. These individuals need to be locked up.

Councillor Clay said that it is important for the Council, as the legislative fiscal body, to understand their obligation of insuring that the taxpayers' dollars are best utilized by these investments. They also need a mechanism in place to insure that they do not overspend, and that the debt service is met and savings are realized. He said that he will support this proposal this evening, but has some concern about having these mechanisms in place. This City has not historically done a good job in realizing the benefits from consolidation of efforts. The consolidation of the Indianapolis Police Department and the Sheriff's office was sold as a good idea, as well as the consolidation of township fire departments; but they have not really realized the savings that were projected or expected. He said that he would be disturbed if mechanisms were not in place to insure that these agencies occupy the new facility and stay there. Building such a facility would be a travesty if

agencies decide they cannot sustain the savings. They should take steps to capture those savings now through lease agreements as soon as can be projected out over the term of the note. He said that this is incurring debt that they will not see to its completion, and they will be passing it on to the next body; so they need to make sure there are adequate mechanisms in place.

Councillor McQuillen said that hopefully everyone has had an opportunity to review this plan, but the most disappointing aspect of these new estimates is the fact that in the plan offered by the last administration, the Sheriff had promised \$47 million a year in savings, and is now only committing to \$34 million a year. In order to make up that loss, they are proposing to take money away from dedicated road funding, by reinstating the Health and Hospital tax levy, and relying too heavily on Medicaid funding. While he agrees there is a need for a criminal justice center, and he would like to see one built, he feels the final plan should make more sense. He asked his colleagues to oppose the proposal, because in the end they can do better by taxpayers.

Councillor Oliver said that, unlike the previous plan, the residents of southeastern Marion County welcome this project to their neighborhood; and he applauded them for showing up to voice that support. He said that he will support the proposal.

Councillor Pfisterer said that it is great to see the community be so engaged and supportive of this endeavor. She said that she took the initiative to ask for a tour of the current jail recently. While she was already aware that a new jail was needed, there is now no doubt in her mind, as the conditions she witnessed were not good. She said that she is very glad to see the support for the mental health component, and she agrees that it is needed, as well. Councillor Pfisterer said that as the fiscal body, they are tasked with finding the money, and they need to be sure when they launch a 30-year commitment, that there is money to pay for it over the long-term. A couple of years ago, when this project was first studied, there was no borrowing involved and no debt service. The issue of a note will cost the City hundreds of thousands of dollars. Her real concern is that much of this funding is dependent upon Medicaid, and if anyone is watching the discussions at the federal level, they know how uncertain Medicaid funding is. She is torn because she wants to support a new jail, but she does not feel comfortable about this funding model. Therefore, she will vote in opposition of this proposal this evening.

Councillor Wessler said that a lot of pros and cons have been mentioned, but he does not feel he has enough information to vote yes or no this evening and would feel more comfortable having it sent back to committee so that he can understand the funding better. He said that he is not in favor of taking money from other programs to fund this project.

There being no further testimony, Councillor Simpson moved, seconded by Councillor Adamson, for adoption. Proposal No. 175, 2017 was adopted on the following roll call vote; viz:

*17 YEAS: Adamson, Clay, Cordi, Evans, Fanning, Gray, Jackson, Kreider, Lewis, Mascari, Miller, Oliver, Osili, Ray, Robinson, Scales, Simpson*  
*7 NAYS: Coats, Holliday, McHenry, McQuillen, Mowery, Pfisterer, Wessler*  
*1 ABSENT: Johnson*

Proposal No. 175, 2017 was retitled GENERAL RESOLUTION NO. 10, 2017, and reads as follows:

July 24, 2017

CITY-COUNTY GENERAL RESOLUTION NO. 10, 2017

A GENERAL RESOLUTION authorizing the issuance of a note for the purpose of providing funds to be applied to pay a portion of the planning and design costs in connection with the proposed community justice campus, and appropriating the proceeds thereof.

WHEREAS, the Consolidated City of Indianapolis, Indiana, as such term is defined in Indiana Code 36-3-1-4 (the "City") is in the process of planning and design of a community justice campus in the City (the "CJC"); and

WHEREAS, in connection with the planning and design of the CJC, the City needs funds to procure certain professional and consulting services (the "Planning and Design Costs"); and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "Council") now desires to provide for the payment of the Planning and Design Costs through the issuance of a short-term note pursuant to Indiana Code 5-1.4-8-6, (the "Note"); and

WHEREAS, the Note will be payable from local option income taxes; and

WHEREAS, the Council has found that there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the Planning and Design Costs and has determined to issue the Notes to procure such funds; and

WHEREAS, the Council finds that a need exists for the making of the additional appropriation hereinafter set out; and

WHEREAS, notice of a hearing on said appropriation has been duly given by publication as required by law, and the hearing on said appropriation has been held, at which all taxpayers and other interested persons had an opportunity to appear and express their views as to such appropriation; now therefore:

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

SECTION 1. The Council hereby authorizes and requests the City's Mayor ("Mayor") and the City Controller ("City Controller") to prepare and issue the Notes pursuant to Indiana Code 5-1.4-8-6 in the name of the City for the purpose of procuring funds to pay for the Planning and Design Costs. The Notes may be issued in an aggregate principal amount not to exceed Twenty Million dollars (\$20,000,000.00) to be designated "Local Option Income Tax Notes, Series 2017" (with such further or different designations as the City Controller may determine to be desirable). The Note are payable from local option income tax revenues and by this Resolution, the Council hereby pledges said local option income tax to repayment of the Notes.

SECTION 2. The Notes shall be sold by negotiated sale to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") and shall bear interest at a rate not to exceed 4% per annum payable on interest payment dates selected by the City Controller, and mature no later than two years from the date of delivery. The Bond Bank shall purchase the Notes with proceeds of bonds, notes or other instruments or obligations it issues for such purpose either through a direct purchase arrangement or a commercial paper facility. The Mayor and the City Controller are authorized and directed to execute and deliver the Notes to the Bond Bank in accordance with this Resolution.

SECTION 3. The Notes may be prepayable by the City on terms and conditions determined by the City Controller at the time of sale of the Notes and agreed to by the Bond Bank. The place of redemption will be as designated by the City Controller. The Notes will be payable at such place as may be designated by the City Controller. All payments on the Notes will be made in any coin or currency of the United States of America, which on the date of such payment is legal tender for the payment of public and private debts. The Notes will not be transferable or exchangeable, except upon compliance with all applicable laws, including the federal securities laws of the United States of America.

SECTION 4. By this Resolution, the City Controller is authorized and directed to deposit the proceeds of the Notes into a separate account of the City of Indianapolis hereby designated as the Community Justice Campus Planning and Design Cost Account (the "Planning and Design Cost Account") to pay the Planning and Design Costs. The Planning and Design Cost Account must, in accordance with IC 5-13, be deposited with the depository or depositories of other public funds of the City, and all interest collected on it belongs to the Planning and Design Cost Account. Moneys contained in the Planning and Design Cost Account must be invested to the extent and as provided by law.

SECTION 5. The officers of the City are, and each of them is (individually rather than collectively), authorized and directed to take all such actions and to execute all necessary or desirable notes, instruments, agreements and certificates (including the Notes and any purchase agreements) as are desirable to carry out the steps contemplated by this Resolution, in such forms as any officer executing the same may deem proper, to be conclusively evidenced by their execution.

SECTION 6. There is hereby appropriated the sum of not to exceed Twenty Million dollars (\$20,000,000.00) out of the proceeds of the Notes, together with all investment earnings thereon, for the purpose of providing funds to pay a portion of the Planning and Design Costs, including the costs of issuing the Notes. Such appropriation shall be in addition to all appropriations provided for in the existing budget and shall continue in effect until the completion of the described purposes.

SECTION 7. If any section, paragraph or provision of this Resolution is held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision will not affect any of the remaining provisions of this Resolution.

SECTION 8. This Resolution shall be in full force and effect upon adoption and compliance with Indiana Code §§ 36-3-4-14, 36-3-4-15 and 36-3-4-16.

PROPOSAL NO. 182, 2017. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 182, 2017 on July 19, 2017. The proposal, sponsored by Councillor Robinson, approves an additional appropriation of \$75,000 in the 2017 Budget of the Indianapolis Metropolitan Police Department (Law Enforcement Equipment and Training Fund) to purchase equipment for the Traffic Division and to reimburse for costs associated with the Leadership Academy. By a 10-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:29 p.m. There being no one present to testify, Councillor Robinson moved, seconded by Councillor Adamson, for adoption. Proposal No. 182, 2017 was adopted on the following roll call vote; viz:

*23 YEAS: Adamson, Clay, Coats, Cordi, Fanning, Gray, Holliday, Jackson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Mowery, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wesseler*  
*0 NAYS:*  
*1 NOT VOTING: Evans*  
*1 ABSENT: Johnson*

Proposal No. 182, 2017 was retitled FISCAL ORDINANCE NO. 16, 2017, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 2017

A FISCAL ORDINANCE amending the City-County Annual Budget for 2017 (City-County Fiscal Ordinance No. 22, 2016) by appropriating an additional Seventy-Five Thousand dollars (\$75,000) for purposes of those agencies listed below.

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 its adoption, the City-County Annual Budget for 2017 is hereby amended to reflect the increases hereinafter stated for purposes of the Indianapolis Metropolitan Police Department, as listed in sections 2 through 4:

SECTION 2. The Indianapolis Metropolitan Police Department, requests additional appropriation in the Law Enforcement Equip & Training Fund to purchase traffic related equipment and to cover costs associated with the Leadership Academy. These expenses will be funded through offsetting revenue.



<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
Law Enforcement Equip & Training		20,000	50,000	5,000		75,000

SECTION 3. Upon approval of this, and other pending approvals, the 2016 year-end and projected 2017 year-end fund balances are as follows:

<b>FUND</b>	Projected 2016 year-end balance	Projected 2017 year-end balance
Law Enforcement Equip & Training	180,889	155,016

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

PROPOSAL NO. 183, 2017. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 183, 2017 on July 19, 2017. The proposal, sponsored by Councillor Robinson, approves an additional appropriation of \$800,000 in the 2017 Budget of the Indianapolis Metropolitan Police Department (IMPD Infrastructure Improvement Fund) for life safety repairs at the IMPD shooting range and structural improvements at the Training Academy. By a 10-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Clay asked if this is an appropriation that was authorized in the last fiscal year, but not spent; and they are now re-authorizing it to be spent. Bart Brown, Chief Financial Officer, said that they were not able to spend the appropriation in 2015 and 2016, and this is the third time appropriating this money. This is not new money, but is just being moved into the next fiscal year. Councillor Clay said that he will support the proposal, but with a \$2.8 million investment in the firing range, given that these are taxpayer dollars, he would have a reasonable expectation that the public would have some access to the range. He said that he was given some assurances by an IMPD top cop that the department is amenable to opening or giving access to the public on a specified schedule with training. He said that his support is contingent on this actually coming to fruition.

Councillor Pfisterer said that the testimony in committee was about the safety of the range and how engineering folks are saying conditions are not currently safe. She said that this needs to be addressed immediately because they do not need any more officers sent to the hospital. She added that constituents have also asked her about access for the public and she also supports opening the range at specific times to civilians.

Councillor Adamson asked for insight on why they are having so much difficulty spending this money. He said that he does not understand why they have to keep reallocating these funds. Mr. Brown said that in conversations with IMPD staff, the reason it was not spent in 2015 is because they encumbered it very late in the year and it was part of a bigger package. When they came back in 2016, the person in charge of the range provided quotes over the estimated costs, and then that leadership was changed, so they had to start over getting estimates for the project.

Councillor Jackson echoed Councillor Clay's concerns and said that her support is also contingent on residents having access to the range. She said that this range is located on Parks land and the taxpayers pay for it, so they should be able to use it. She asked that the administration come to some agreement to allow public access to the range, once it is deemed safe.

The President called for public testimony at 8:35 p.m. There being no one present to testify, Councillor Robinson moved, seconded by Councillor Adamson, for adoption. Proposal No. 183, 2017 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Gray, Holliday, Jackson, Kreider, Lewis, Mascari, McHenry, Miller, Mowery, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wessler  
 0 NAYS:  
 1 NOT VOTING: McQuillen  
 1 ABSENT: Johnson

Proposal No. 183, 2017 was retitled FISCAL ORDINANCE NO. 17, 2017, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 2017

A FISCAL ORDINANCE amending the City-County Annual Budget for 2017 (City-County Fiscal Ordinance No. 22, 2016) by appropriating an additional Eight Hundred Thousand dollars (\$800,000) for purposes of those agencies listed below.

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 its adoption, the City-County Annual Budget for 2017 is hereby amended to reflect the increases hereinafter stated for purposes of the Indianapolis Metropolitan Police Department, as listed in sections 2 through 4:

SECTION 2. The Indianapolis Metropolitan Police Department, requests additional appropriation in the IMPD Infrastructure Improvement Fund to fund safety repairs and structural improvements at the shooting range and Training Academy.

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
IMPD Infrastructure Improvement			700,000	100,000		800,000

SECTION 3. Upon approval of this, and other pending approvals, the 2016 year-end and projected 2017 year-end fund balances are as follows:

<u>FUND</u>	Projected 2016 year-end balance	Projected 2017 year-end balance
IMPD Infrastructure Improvement	1,669,057	569,057

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

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 178, 2017. Councillor Oliver reported that the Parks and Recreation Committee heard Proposal No. 178, 2017 on July 13, 2017. The proposal, sponsored by Councillor Gray, adds a new section to the Code regarding standards for off-leash dog parks under the jurisdiction of the department of parks and recreation. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Simpson moved, seconded by Councillor Gray, to return Proposal No. 178, 2017 to committee. Proposal No. 178, 2017 was returned to committee on the following roll call vote; viz:

15 YEAS: Adamson, Coats, Evans, Lewis, Mascari, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wessler  
 9 NAYS: Clay, Cordi, Fanning, Gray, Holliday, Jackson, Kreider, McHenry, Mowery  
 1 ABSENT: Johnson

July 24, 2017

PROPOSAL NO. 184, 2017. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 184, 2017 on July 19, 2017. The proposal, sponsored by Councillor Miller, amends Chapter 407, Article IV, of the Code, regarding unmanned aircraft vehicles, to bring it into compliance with recently adopted federal regulations and state statute. By a 10-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Robinson moved, seconded by Councillor Miller, for adoption. Proposal No. 184, 2017 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Holliday, Jackson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Mowery, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wessler

0 NAYS:

1 NOT VOTING: Gray

1 ABSENT: Johnson

Proposal No. 184, 2017 was retitled GENERAL ORDINANCE NO. 37, 2017, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 2017

A PROPOSAL FOR A GENERAL ORDINANCE amending Chapter 407, Article IV, of the Revised Code of the Consolidated City and County, to bring it into compliance with recently adopted federal regulations and state statute.

WHEREAS, the Federal Aviation Administration recently adopted 14 CFR Part 107 regarding drone operations; and

WHEREAS, the Indiana General Assembly recently enacted Senate Enrolled Act 299 (2017), which changed the definition of “unmanned aerial vehicle;” and

WHEREAS, Chapter 407, Article IV, of the Revised Code needs to be updated in light of these changes in federal and state law; now, therefore:

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

SECTION 1. Chapter 407, Article IV, of the Revised Code of the Consolidated City and County is hereby, amended by deleting the language that is stricken-through and adding the language that is underlined, to read as follows:

ARTICLE IV. UNMANNED AIRCRAFT ~~SYSTEMS~~ VEHICLES

**Sec. 407-401. Definitions.**

As used in this Article, the following terms are as defined as follows:

*Law enforcement agency* means an established state authorized local and/or county agency, including a campus law enforcement agency, which is responsible for the prevention and detection of crime and/or the enforcement of state, local, and traffic laws.

*Public event* means any event, game, practice, contest, parade, rally, celebration or other gathering, in either private space or public space, to which the public is invited or attends.

*Private space* means any indoor or outdoor property owned or controlled by a private individual or entity.

*Public space* means any indoor or outdoor property (including streets and sidewalks) owned or controlled by federal, state or local government, or an instrumentality of federal, state or local government, or any privately owned, operated or controlled venue hosting events to which the public is invited or attends, including Bankers Life Fieldhouse, Lucas Oil Stadium, the Indiana Farm Bureau Football Center, Victory Field, the Indiana Convention Center, the White River State Park, the Indianapolis Zoo, the Indiana State Fair Grounds and Event Center, the Indiana Farmers Coliseum, the

Michael A. Carroll Track & Soccer Stadium, the Children's Museum of Indianapolis, the Indianapolis Museum of Art or Clowes Hall, and the Marion County Fairgrounds.

Unmanned Aircraft System (UAS) means a device that is intended to navigate in the air without an onboard pilot and controlled autonomously or remotely. Unmanned aircraft systems are also referred to as "drones" or "quad-copters." UAS includes, but is not limited to, powered aerial vehicles that store and/or transmit data, such as photos, video, thermal images, and intercepted wireless communications. Vehicle (UAV) means an aircraft that does not carry a human operator and that is capable of flight under remote control or autonomous programming. The term includes the following:

- 1) An unmanned aircraft and an unmanned aircraft system (both as defined in the Federal Aviation Administration Modernization and Reform Act of 2012 (P.L. 112-95, 126 Stat. 11).
- 2) A small unmanned aircraft and a small unmanned aircraft system (both as defined in 14 CFR 107.3)

**Sec. 407-402. Territorial application.**

This ordinance applies throughout the Consolidated City of Indianapolis and Marion County, including the excluded cities, to the extent to which such air space can legally be regulated by local ordinance. This ordinance shall not interfere with the authority of the Federal Aviation Administration. The air space subject to this ordinance shall include all properties in the Consolidated City of Indianapolis and Marion County, including the excluded cities; there shall be no exemptions.

**Sec. 407-403. Prohibited unmanned aircraft system (UAS) vehicle (UAV) activities.**

In order to protect against potential crashes into crowded outdoor stadiums, as well as to inhibit commercial piracy and other potential threats to public safety, it shall be unlawful without proper registration, operator licensure and approval as determined by applicable state and federal laws, rules, and regulations, for a person to use or operate an Unmanned Aircraft ~~System (UAS)~~ Vehicle (UAV) within a 500 yard horizontal radius of, or anywhere above:

- 1) Any public event, including a public event of the National Football League (NFL), National Basketball Association (NBA), National Collegiate Athletic Association (NCAA), North American Soccer League (NASL), Minor League Baseball (MiLB), Indiana High School Athletic Association (ISHAA) or any other sanctioned amateur or professional sports league.
- 2) Any official auto car race or public event held at the Indianapolis Motor Speedway (IMS) or held or hosted by the 500 Festival.

In addition, if law enforcement has reasonable suspicion to believe there is immediate danger of death or serious injury to any person, it may immediately prohibit any ~~UAS~~ UAV use. Within 24 hours of prohibiting such use, law enforcement shall document the basis for the reasonable suspicion.

**Sec. 407-404. Nonapplicability.**

a) It is lawful to use an unmanned aircraft ~~system (UAS)~~ vehicle (UAV) within the City of Indianapolis/Marion County to photograph, film, audiotape, or otherwise record an individual or individuals acting in a public event:

- 1) If such use or operation is approved or authorized in writing by the owner of the private space or public space in which the public event is being held, or their assignee(s) having legal control over such private space or public space during such public event;
- 2) If the recording is captured for the purpose of mapping;
- 3) If the recording is captured by a City of Indianapolis/Marion County official in the course of their employment or an individual or entity under contract with the City of Indianapolis/Marion County for the purposes of resource management, operation and maintenance of utilities to determine integrity of the utility or to determine repairs.
- 4) If law enforcement is using the unmanned aircraft ~~system~~ vehicle to execute a valid search warrant or if law enforcement is acting under circumstances in which an exception to the warrant requirement is applicable.
- 5) If law enforcement is conducting a search for a missing or abducted person.

6) Subject to Sec. 407-403, any other purpose not in violation of federal, state or local laws.

b) ~~If an FAA approved a commercial operator approved under 14 CFR Part 107 is granted approval by federal authorities to use a UAS UAV under circumstances where such use would otherwise be prohibited under Section 407-403, the operator shall provide the following information to IMPD at least 48 hours prior to the event: (1) a copy of the registration certificate of any UAS intended to be used; (2) a copy of the cover page of the operator's Section 333 exemption; and (3) a copy of the operator's Certificate of Waiver or Authorization (COA) and Transportation Security Administration security waiver (if applicable).~~ (1) FAA registration numbers of any UAV intended to be used; (2) FAA certificate number(s) of the Remote Pilots participating in the operation; and (3) A copy of any required airspace authorizations, certificates of waiver, or transportation security administration security waivers (if applicable). Failure to timely provide ~~these documents~~ this information constitutes a violation under Section 407-405.

**Sec. 407-405. Violations.**

a) Any person who violates the provisions of this article is punishable by a maximum civil penalty of five hundred dollars (\$500.00), plus the costs of enforcement, including reasonable attorney fees.

b) Except where otherwise expressly provided, a person who violates any provision of Section 407-403 of this Code shall be subject to the penalties and procedures provided in Section 103-3 of this Code.

c) In addition to the civil penalty specified under this article, any UAS UAV and control box operated in violation of this ordinance may be temporarily impounded in the interest of public safety until the owner or operator of such UAS UAV and control box are able to demonstrate nonapplicability of this Article under Section 407-404. The owner of the UAS UAV may appeal any impoundment to a court having jurisdiction in Marion County.

SECTION 2. This ordinance shall be in full force and effect after its passage and approval by the City-County Council and compliance with IC 36-3-4-14.

Councillor Adamson reported that the Public Works Committee heard Proposal Nos. 185-187, 2017 on July 20, 2017. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 185, 2017. The proposal, sponsored by Councillor McHenry, authorizes intersection controls at Beauport Road and Fredonia Road (District 6). PROPOSAL NO. 186, 2017. The proposal, sponsored by Councillor Clay, authorizes intersection controls at Butler Avenue and 25th Street (District 13). PROPOSAL NO. 187, 2017. The proposal, sponsored by Councillor Miller, authorizes angled parking at 525 South Meridian Street (District 16). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Adamson moved, seconded by Councillor Miller, for adoption. Proposal Nos. 185-187, 2017 were adopted on the following roll call vote; viz:

*24 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Gray, Holliday, Jackson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Mowery, Oliver, Osili, Pfisterer, Ray, Robinson, Scales, Simpson, Wessler*  
*0 NAYS:*  
*1 ABSENT: Johnson*

Proposal No. 185, 2017 was retitled GENERAL ORDINANCE NO. 38, 2017, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 2017

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic.

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

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
16	Beauport Road Fredonia Road	Beauport Road	Stop

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
16	Beauport Road Fredonia Road	None	All-Way

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 186, 2017 was retitled GENERAL ORDINANCE NO. 39, 2017, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 2017

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 441, Traffic.

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

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
19 & 26	Butler Avenue 25 <sup>th</sup> Street	Butler Avenue	Stop

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-416, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
19 & 26	Butler Avenue 25 <sup>th</sup> Street	None	All Way

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

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SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Proposal No. 187, 2017 was retitled GENERAL ORDINANCE NO. 40, 2017, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 2017

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to make various changes to Chapter 621, Parking, standing and stopping restricted.

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

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-108(b), Manner of parking, be, and the same is hereby amended by the addition of the following, to wit:

*Meridian Street*, on east side, from a point two-hundred (200) feet south of Henry Street to a point three-hundred forty-five (345) feet south of Henry Street;

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

## 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 McQuillen stated that he had been asked to offer the following motion for adjournment by:

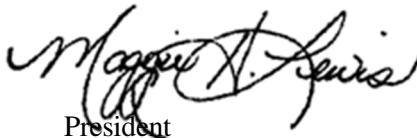
- (1) Councillor Adamson in memory of Dyani K. Saunders; and
- (2) Councillor Wessler in memory of Lt. Leo George, Cpl. Keith Bryant, Kathryn VanPelt, and Robin Whisman; and
- (3) Councillor Pfisterer in memory of Suzanne Binder, Sharon Caldwell, Carl Boger, Wycliff Gibson, Eddie Duckworth, and Reed Moistner; and
- (4) Councillor McQuillen in memory of James L. Neff and Earl E. Cornwell, Sr.

Councillor McQuillen moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Dyani K. Saunders, Lt. Leo George, Cpl. Keith Bryant, Kathryn VanPelt, Robin Whisman, Suzanne Binder, Sharon Caldwell, Carl Boger, Wycliff Gibson, Eddie Duckworth, Reed Moistner, James L. Neff and Earl E. Cornwell, Sr. He respectfully asked the support of fellow Councillors. He 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 8:43 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 24th day of July, 2017.

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)