

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA
MONDAY, SEPTEMBER 12, 2022**

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 7:10 p.m. on Monday, September 12, 2022 with Councillor Osili presiding.

Councillor Adamson introduced Hazen Batta, Islamic Society of North America, who led the opening prayer. Councillor Adamson 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:

23 PRESENT: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
2 ABSENT: Barth, Larrison

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

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, September 12, 2022, 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/Vop Osili
President, City-County Council

August 15, 2022

TO PRESIDENT OSILI 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 Friday, August 19, 2022 a copy of a Notice of Public Hearing on Proposal Nos. 250, 309, 310 and 311, 2022, said hearing to be held on Monday, September 12, 2022 at 7:00 p.m. in the Public Assembly Room of the City-County Building.

Journal of the City-County Council

Respectfully,
s/SaRita Hughes
Clerk of the City-County Council

August 15, 2022

TO PRESIDENT OSILI 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, SaRita Hughes, the following ordinance:

FISCAL ORDINANCE NO. 9, 2022 – approves an additional appropriation of \$250,000 in the 2022 Budget of the Marion County Information Services Agency (Enhanced Access Fund) to finance the cost of implementing closed captioning to all live and post-produced programming for Channel 16

FISCAL ORDINANCE NO. 10, 2022 – approves additional appropriations totalling \$3,762,263 in the 2022 Budgets of the Marion County Coroner, Department of Metropolitan Development, Office of Public Health and Safety, Indianapolis Metropolitan Police Department and Indianapolis Fire Department (City and County State Grant Funds) to finance treatment, education, and prevention programs for substance use disorder or mental health issues from the opioid settlement to be received by the State of Indiana and distributed to local governments

FISCAL ORDINANCE NO. 11, 2022 - approves an additional appropriation of \$1,080,000 in the 2022 Budget of the Department of Parks and Recreation (Parks General Fund) to finance increased capital project costs

GENERAL ORDINANCE NO. 37, 2022 – amends Article VII of the Code regarding payments in lieu of taxes (PILOTs) by authorizing the director of the department of metropolitan development to enter into PILOT agreements under IC 6-1.1-10.16.7 and amends Sec. 231-703 to remove the 30-year limitation of the term of PILOT agreements

GENERAL ORDINANCE NO. 38, 2022 – authorizes parking restrictions along the east side of Harding Street, from Alley 2475 North to a point 180 feet south (District 11)

GENERAL ORDINANCE NO. 39, 2022 – authorizes residential permit parking at 1440 Milburn Street (District 11)

GENERAL ORDINANCE NO. 40, 2022 - authorizes a speed limit reduction to 25 miles per hour in the Bel Moore subdivision (District 25)

SPECIAL ORDINANCE NO. 9, 2022 – authorizes the issuance of one or more series of City of Indianapolis, Indiana Economic Development Tax Increment Revenue Refunding Bonds in an amount not to exceed \$88,000,000 to refund the outstanding 2013F and 2014A TIF Bonds

GENERAL RESOLUTION NO. 20, 2022 – establishes that the fiscal body is interested in the purchase of real estate at 10701 E. 30th Street (Parcel 7045958), owned by Indiana Land Development Corporation for purposes of the Parks Department

GENERAL RESOLUTION NO. 21, 2022 – establishes that the fiscal body is interested in the purchase of real estate at 10710 E. 30th Street (Parcel 7000601), owned by Henry Brinkman for purposes of the Parks Department

GENERAL RESOLUTION NO. 22, 2022 - establishes that the fiscal body approves the lease of real estate owned by the city at 975 Burdsal Parkway (Parcel 1106986) to GroundWork Indy, Inc.

SPECIAL RESOLUTION NO. 25, 2022 – recognizes the life and legacy of former Council President Rozelle Boyd

SPECIAL RESOLUTION NO. 26, 2022 – recognizes Professor Paul Mullins for his contributions to IUPUI and to the advancement of the public's understanding of the role of the color line in shaping the history and contemporary landscape of Indianapolis

SPECIAL RESOLUTION NO. 27, 2022 - expresses support for the protection of reproductive rights

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 as amended.

September 12, 2022

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journals of August 8, 2022. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 266, 2022. Councillor Mascari reported that the Administration and Finance Committee heard Proposal No. 266, 2022 on August 9, 2022. The proposal, sponsored by Councillor Mowery, appoints Chris Mitchem to the Equal Opportunity Advisory Board. By a 10-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass. Councillor Mascari moved, seconded by Councillor Adamson, for adoption. Proposal No. 266, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 266, 2022 was retitled COUNCIL RESOLUTION NO. 71, 2022, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 71, 2022

A COUNCIL RESOLUTION appointing Chris Mitchem to the Equal Opportunity Advisory Board.

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

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Chris Mitchem

SECTION 2. The appointment made by this resolution is for a term ending June 30, 2025. The person appointed by this resolution shall serve at the pleasure of the Council and until his or her successor is appointed and qualifies, unless the duration of the holdover period for this appointment is limited by statute.

PROPOSAL NO. 268, 2022. Councillor Lewis reported that the Metropolitan and Economic Development Committee heard Proposal No. 268, 2022 on August 15, 2022. The proposal, sponsored by Councillors Osili and Lewis, appoints Vincent Ash to the Metropolitan Development Commission. By an 11-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass. Councillor Lewis moved, seconded by Councillor Adamson, for adoption. Proposal No. 268, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 268, 2022 was retitled COUNCIL RESOLUTION NO. 72, 2022, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 72, 2022

A COUNCIL RESOLUTION appointing Vincent Ash to the Metropolitan Development Commission.

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

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Vincent Ash

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2022. The person appointed by this resolution shall serve at the pleasure of the Council and until his or her successor is appointed and qualifies, unless the duration of the holdover period for this office is limited by statute.

PROPOSAL NO. 308, 2022. Councillor Lewis reported that the Metropolitan and Economic Development Committee heard Proposal No. 308, 2022 on August 15, 2022. The proposal, sponsored by Councillor Adamson, appoints Danielle Hynes to the Marion County Animal Services Advisory Board. By an 11-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass. Councillor Lewis moved, seconded by Councillor Adamson, for adoption. Proposal No. 268, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson

0 NAYS:

2 ABSENT: Barth, Larrison

Proposal No. 308, 2022 was retitled COUNCIL RESOLUTION NO. 73, 2022, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 73, 2022

A COUNCIL RESOLUTION appointing Danielle Hynes to the Marion County Animal Services Advisory Board.

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

SECTION 1. As a member of the Marion County Animal Services Advisory Board, the Council appoints:

Danielle Hynes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2022. The person appointed by this resolution shall serve at the pleasure of the Council and until his or her successor is appointed and qualifies, unless the duration of the holdover period for this appointment is limited by statute.

PROPOSAL NO. 269, 2022. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 269, 2022 on August 17, 2022. The proposal, sponsored by Councillors Robinson, Barth and Boots, appoints Scott Carr to the Marion County Community Corrections Advisory Board. By a 13-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass. Councillor Robinson moved, seconded by Councillor Adamson, for adoption. Proposal No. 269, 2022 was adopted on the following roll call vote; viz:

September 12, 2022

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 269, 2022 was retitled COUNCIL RESOLUTION NO. 74, 2022, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 74, 2022

A COUNCIL RESOLUTION appointing Scott Carr to the Marion County Community Corrections Advisory Board.

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

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

Scott Carr

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2024. The person appointed by this resolution shall serve at the pleasure of the Council and until a successor is appointed and qualified, unless the duration of the holdover period for this office is limited by statute.

PROPOSAL NO. 270, 2022. Councillor Adamson reported that the Public Works Committee heard Proposal No. 270, 2022 on August 11, 2022. The proposal, sponsored by Councillor Barth, appoints Tedd Grain to the Fatal Crash Review Team. By a 9-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass. Councillor Adamson moved, seconded by Councillor Carlino, for adoption. Proposal No. 270, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 270, 2022 was retitled COUNCIL RESOLUTION NO. 75, 2022, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 75, 2022

A COUNCIL RESOLUTION appointing Tedd Grain to Fatal Crash Review Team.

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

SECTION 1. As a member of the Fatal Crash Review Team, the Council appoints:

Tedd Grain

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2023. The person appointed by this resolution shall serve at the pleasure of the Council. Upon expiration of the term, the appointee may serve until his or her successor is appointed and qualifies, for a period not to exceed the holdover duration set by statute.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 314, 2022. Introduced by Councillors Jones and Mascari. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an additional appropriation of \$3,240,000 in the 2022 Budget of the Office of Finance and Management (Consolidated County and Cumulative Capital Improvement Funds) to finance land acquisition costs"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 315, 2022. Introduced by Councillor Mascari. The Clerk read the proposal entitled: "A Proposal for a General Resolution which proposes a resolution of the Marion County Local Income Tax Council to: modify the local income tax rate, modify the allocation of the previously imposed expenditure rate, and to cast the vote of the City-County Council on such resolution"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 316, 2022. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a General Resolution which establishes interest in purchasing specified land located at 1050 W. Raymond Street, owned by Ingredion Incorporated"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 317, 2022. Introduced by Councillor Mascari. The Clerk read the proposal entitled: "A Proposal for a General Resolution which establishes interest in purchasing specified land located at 5001 E. Raymond Street, owned by the Indianapolis Housing Authority"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 318, 2022. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Indianapolis Airport Authority and establishes appropriations for said municipal corporation for 2023"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 319, 2022. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Capital Improvement Board of Managers and establishes appropriations for said municipal corporation for 2023"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 320, 2022. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Health and Hospital Corporation and establishes appropriations for said municipal corporation for 2023"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 321, 2022. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Indianapolis Public Transportation Corporation (IndyGo) and establishes appropriations for said municipal corporation for 2023"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 322, 2022. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Indianapolis-Marion County Public Library and establishes appropriations for said municipal corporation for 2023"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 323, 2022. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Katherine Wiles to the Assessment and Intervention Center (AIC) Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 324, 2022. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an additional appropriation of \$1,825,000 in the 2022 Budget of the Indianapolis Fire Department (Federal Grants Fund) to fund expenses incurred during the deployments of Indiana Task Force One as part of the National Urban Search and Rescue Response System Cooperative agreement"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 325, 2022. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes weight limit restrictions on 79th Street and Marsh Road (District 1)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 326, 2022. Introduced by Councillor Oliver. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at 32nd Street and Washington Boulevard (District 9)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 327, 2022. Introduced by Councillor Mascari. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a speed limit reduction to 25 miles per hour on Nelson Avenue between Shelby Street and Dietz Street (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 328, 2022. Introduced by Councillor McCormick. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a speed limit reduction to 25 miles per hour in the Rocklyn and Garden City Addition subdivisions (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 329, 2022. Introduced by Councillor Potts. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a speed limit reduction to 25 miles per hour in the King Estates and Forest Crest subdivisions (District 2)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 330, 2022. Introduced by Councillor Adamson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the removal of dedicated parking on Ft. Wayne Avenue near St. Joseph Street (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 331, 2022. Introduced by Councillor Osili. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the removal of residential permit parking on the north side of 11th Street west of Senate Avenue (District 11)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 332, 2022. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a speed limit reduction to 25 miles per hour in the Lantern Park subdivision (District 10)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 333, 2022. Introduced by Councillor Carlino. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a speed limit reduction to 25 miles per hour in the Timberview at Eagle Creek subdivision, 46th Street between Raceway and McCurdy Roads, and McCurdy Road between 46th Street and the dead end (District 6)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 334, 2022. Introduced by Councillor Barth. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes No Turn on Red Restrictions onto 38th Street eastbound travelling north on Boulevard Place (District 7)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 335, 2022. Introduced by Councillor Adamson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes residential permit parking at 859 North Broadway Street (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 336, 2022. Introduced by Councillor Carlino. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a speed limit reduction to 25 miles per hour in the Inverness, Heathery, and Turnberry at Country Club Place subdivisions (District 6)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 337, 2022. Introduced by Councillor Bain. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves an interlocal cooperation agreement between the City of Indianapolis-Marion County and Johnson County for the design, construction and operation of improvements to County Line Road (District 20)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 338, 2022. Introduced by Councillor Annee. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves an interlocal cooperation agreement between the City of Indianapolis-Marion County and the City of Greenwood for the design, construction and operation of improvements to County Line Road and South Emerson Avenue (District 23)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 339, 2022. Introduced by Councillor Mowery. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves an interlocal cooperation agreement between the City of Indianapolis-Marion County and Hancock County to allow Indianapolis to acquire, manage and regulate right-of-way and conduct construction activities on the east side of Carroll Road within the borders of Hancock County (District 25)"; and the President referred it to the Public Works Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 340-346, 2022, PROPOSAL NO. 347, 2022 and PROPOSAL NO. 348, 2022. Introduced by Councillor Lewis. Proposal Nos. 340-346, 2022, Proposal No. 347, 2022 and Proposal No. 348, 2022 are proposals for Rezoning Ordinances certified for approval by the Metropolitan Development Commission on August 17, 18 and 30, 2022, respectively. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 103-111, 2022, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

September 12, 2022

REZONING ORDINANCE NO. 103, 2022.
2022-ZON-034
4915 KESSLER BOULEVARD EAST DRIVE (*APPROXIMATE ADDRESS*)
WASHINGTON TOWNSHIP, COUNCIL DISTRICT #3
SPANN ALEXANDER REIG, LLC, by Michael Rabinowitch
Rezoning of 1.66 acres from the D-2 district to the D-P district to provide for a 10-unit, multi-family development.

REZONING ORDINANCE NO. 104, 2022.
2022-ZON-059
1902 ALVORD STREET (*APPROXIMATE ADDRESS*)
CENTER TOWNSHIP, COUNCIL DISTRICT #17
LENNAR HOMES OF INDIANA, INC., by Brian J. Tuohy
Rezoning of 1.38 acres from the MU-1 district to the D-8 district to provide for a townhome development.

REZONING ORDINANCE NO. 105, 2022.
2022-ZON-065
3450 WEST 62ND STREET (*APPROXIMATE ADDRESS*)
PIKE TOWNSHIP, COUNCIL DISTRICT #7
GREATER NORTHWEST BAPTIST CHURCH, by Henry Reed
Rezoning of 2.79 acres from the D-A (FF) district to the SU-1 (FF) district to provide for religious uses.

REZONING ORDINANCE NO. 106, 2022.
2022-ZON-075
975 BURDSAL PARKWAY (*APPROXIMATE ADDRESS*)
CENTER TOWNSHIP, COUNCIL DISTRICT #11
INDY PARKS AND RECREATION, by Andre Denman
Rezoning of 0.61 acre from the SU-9 (W-5) district to the PK-2 (W-5) district.

REZONING ORDINANCE NO. 107, 2022.
2022-ZON-079
2018, 2022 AND 2030 REMBRANDT STREET (*APPROXIMATE ADDRESSES*)
CENTER TOWNSHIP, COUNCIL DISTRICT #11
REVIVE RIVERSIDE, LLC, by Jeremy D. Littell
Rezoning of 0.36 acre from the I-2 (W-5) district to the D-5 (W-5) district.

REZONING ORDINANCE NO. 108, 2022.
2022-CZN-821
6548, 6552 AND 6556 CORNELL AVENUE AND 6535 FERGUSON STREET (*APPROXIMATE ADDRESSES*)
WASHINGTON TOWNSHIP, COUNCIL DISTRICT #2
BR HQ REAL ESTATE, LLC, by Michael Rabinowitch
Rezoning of 0.80 acre from the MU-2 (TOD) (FF) and D-4 (TOD) (FF) districts to the MU-2 (TOD) (FF) district.

REZONING ORDINANCE NO. 109, 2022.
2022-CZN-834
2143 COLUMBIA AVENUE (*APPROXIMATE ADDRESS*)
CENTER TOWNSHIP, COUNCIL DISTRICT #17
PROJECT 65, LLC, by David Gilman
Rezoning of 0.13 acre from the I-3 district to the D-8 district to provide for residential uses.

REZONING ORDINANCE NO. 110, 2022.
2022-ZON-081
711 SOUTH HIGH SCHOOL ROAD (*APPROXIMATE ADDRESS*)
WAYNE TOWNSHIP, COUNCIL DISTRICT #22
SAHABAH FOUNDATION, INC., by Sarah Walters
Rezoning of 2.22 acres from the D-3 and D-4 districts to the SU-1 district to provide for religious uses.

REZONING ORDINANCE NO. 111, 2022.
2022-ZON-030
11700 AND 11850 EAST 38TH STREET AND 4002 NORTH CARROLL ROAD (*APPROXIMATE ADDRESSES*)
LAWRENCE TOWNSHIP, COUNCIL DISTRICT #14

KEITH RUSSELL, by Mark and Kim Crouch
Rezoning of 46.2 acres from the D-A and D-3 (FF) Districts to the D-5 (FF) District.

SPECIAL ORDERS - PUBLIC HEARING

President Osili called on General Counsel Toae Kim to review the ground rules for public testimony as adopted by this body. Ms. Kim reminded Council members and the public of the ground rules for the public comment portion of the agenda. She said that in order for everyone to have a fair chance to speak and be heard, it is important to observe the following rules. First, each speaker will be limited to two minutes. Second, any public comments must reasonably relate to the agenda item under consideration. Third, speakers who stray from the item under consideration or become unduly repetitious may be asked to move on to their next point or conclude their comments. Finally, attendees who cause disruptions that prevent the Council from proceeding through today's agenda in a reasonably efficient manner will be removed. Ms. Kim added that some types of threatening speech or incitement to violence are not protected by the First Amendment and will be dealt with if they come up.

PROPOSAL NO. 250, 2022. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 250, 2022 on August 24, 2022. The proposal, sponsored by Councillor Robinson, approves an additional appropriation of \$76,000 in the 2022 Budget of the Office of Public Health and Safety (Consolidated County Fund) to purchase a total of two public restrooms and cleaning services for the public's use, with one to be located at each City Safe Distribution Site. By an 11-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass as amended.

Councillor Gray asked if the amendment was to remove the actual sites, and if the sites have therefore not yet been identified. Carlette Duffy, Office of Public Health and Safety, stated that the Old City Hall has been identified, but the second site is not yet determined.

The President called for public testimony at 7:32 p.m.

Nathan Floyd, citizen, said that he lives within 100 yards of Babe Denny Park, one of the proposed sites, and it was never clear why this site was selected. Chair Robinson said that Babe Denny is no longer being considered as one of the distribution sites. Ms. Duffy concurred and said that it was clear in committee that this site was not acceptable to the neighborhood, and Councillor Carlino offered an amendment to strike the specific mention of that site. She said that they are in further discussions for a more appropriate location for the second distribution site.

Beverly Conk, Babe Denny Affinity Group, thanked Councillor Carlino for helping them to get the Babe Denny Park removed from this proposal, because of its historic significance. She said that the Council needs to communicate better with the neighborhoods when considering these kinds of discussions, so that they can preserve and bring investment to their parks.

Larry Vaughn, citizen, said that this is just creating a moveable squad of vagrants sent out into neighborhoods. He said that time would be better served lobbying the legislature so these people do not have to eat expired pantry food or slop dished out on street corners. He said that the City needs to look down a different route to address vagrancy/homelessness, instead of keeping groups of individuals at-large in the community wreaking havoc, and just simply moving them around between communities.

Stanford Mayfield, former resident of Babe Denny, said that he is interested in finding a solution, and is willing to help find another location; but is glad they are no longer considering a park that should be used for family gatherings.

There being no further testimony, Councillor Robinson moved, seconded by Councillor Carlino, for adoption. Proposal No. 250, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
 0 NAYS:
 2 ABSENT: Barth, Larrison

Proposal No. 250, 2022 was retitled FISCAL ORDINANCE NO. 12, 2022, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 2022

A FISCAL ORDINANCE amending the City-County Annual Budget for 2022 (City-County Fiscal Ordinance No. 22, 2021) by an additional appropriation of seventy-six thousand dollars (\$76,000) for the purposes of the Office of Public Health and Safety.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2022 is hereby amended by the character increases hereinafter stated for purposes of the Office of Public Health and Safety.

SECTION 2. The Office of Public Health and Safety requests an additional appropriation totaling seventy-six thousand dollars (\$76,000) in characters three and four of the Consolidated County General fund for the purposes of financing the cost of purchasing a total of two public restrooms and cleaning services for the public's use, with one to be located at each City Safe Distribution Site;

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	CHAR 5	TOTAL
Consolidated County General fund			12,000	64,000		76,000

SECTION 3. Upon approval of this and other pending proposals, the following unappropriated fund balances are projected to remain at the end of 2022:

Fund	2021 Year-End Balance	Projected 2022 Year-End Balance
Consolidated County General fund	\$185,292,299	\$192,061,671

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

PROPOSAL NO. 309, 2022. Councillor Mascari reported that the Administration and Finance Committee heard Proposal No. 309, 2022 on August 9, 2022. The proposal, sponsored by Councillor Osili, approves an additional appropriation totaling \$206,309,559 in 2022 City Non-Departmental Budget (ARPA Coronavirus Local Fiscal Recovery Subfund) and another totalling \$20,053,356 (Rental Assistance Subfund) to fund response efforts addressing the COVID-19 pandemic, including public-health measures; programs to combat the secondary economic effects of the pandemic faced by Marion County residents, small businesses, and non-profits; and to defray expenses incurred, or that will be incurred, by City-County government in response to the

pandemic. By an 11-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor E. Evans asked for a short breakdown of these dollars and asked if the fund will be going to the same locations as last year's ARPA funding. Taylor Schaffer, Mayor's Chief of Staff, said that it will go to where it was outlined and intended to go according to Mayor Hogsett's 3-year plan for these federal dollars.

The President called for public testimony at 7:43 p.m.

Mr. Vaugh said that there has been no effort to reach those people that really need the help; and they are just putting them into apartments they cannot afford long-term and enslaving them to fail and be evicted.

There being no further testimony, Councillor Mascari moved, seconded by Councillor Adamson, for adoption. Proposal No. 309, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 309, 2022 was retitled FISCAL ORDINANCE NO. 13, 2022, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 13, 2022

A FISCAL ORDINANCE amending the City-County Annual Budget for 2022 (City-County Fiscal Ordinance No. 22, 2021) by additional appropriations of two hundred two million, eight hundred ninety-one thousand, nine hundred fifty dollars (\$202,891,950) for purposes of the City Non-Departmental.

WHEREAS, the COVID-19 pandemic has taken—and continues to take—a severe toll on our country, our state, and our Indianapolis and Marion County community; and

WHEREAS, Marion County has now experienced well over 200,000 confirmed cases of COVID-19 and over 3,000 deaths related to COVID-19; and

WHEREAS, the COVID-19 pandemic has required, and continues to require, significant investments in local public-health efforts to mitigate the spread of coronavirus and respond to the lingering public-health impacts of the pandemic and its associated social disruptions; and

WHEREAS, the COVID-19 pandemic has also required, and continues to require, significant investments to combat the secondary effects caused by the pandemic—including investments to mitigate significant pandemic-related economic hardships being faced by Marion County's residents and small businesses; and

WHEREAS, Section 9901 of the American Rescue Plan Act of 2021 (ARP Act), amending Section 603 of the Social Security Act, created the Coronavirus Local Fiscal Recovery Fund (FRF) and allocated block grants to certain large municipalities in the United States; and

WHEREAS, the City and County have received \$209,838,594 in unappropriated funds in 2022, which represents the second and final allocation of FRF funds, following the initial allocation that was received and appropriated by the City-County Council in 2021; and

WHEREAS, Section 9901 of the ARP Act states that FRF dollars may be used for the following purposes:

- A. to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- B. to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, non-entitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
- C. for the provision of government services to the extent of the reduction in revenue of such metropolitan city, non-entitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, non-entitlement unit of local government, or county prior to the emergency; or
- D. to make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, the ARP Act and Department of the Treasury guidance emphasize the need to take account of racial inequities and other disparities in the impact of the COVID-19 pandemic and encourage state and local governments to prioritize addressing systemic racial and other disparities in their implementation of FRF dollars; and

WHEREAS, the City worked in partnership with the City-County Council in 2021 to develop a three-year spending plan for FRF dollars to ensure the community's resilient response to the public health threat caused by the pandemic, the economic impact of COVID-19 on households is mitigated, and government services are delivered at a high-level; and

WHEREAS, the City intends to continue implementation of the three-year spending plan approved by the City-County Council in 2021; and

WHEREAS, the expenditures requested in this fiscal ordinance represent a second round of investments in initiatives designed to address the public health threat posed by COVID-19, to promote economic recovery from the pandemic, to promote equitable recovery, and to ensure fiscal stability, building on the expenditures authorized by the City-County Council in 2021; and

WHEREAS, all expenditures out of the ARPA Coronavirus Local Fiscal Recovery subfund described in this fiscal ordinance are eligible under the ARP Act and existing federal guidance from the Department of the Treasury; and

WHEREAS, a separate provision of the ARP Act, Section 3201, authorized a continuation of the Emergency Rental Assistance Program (known as "ERA 2"), pursuant to which the City has been allocated funds specifically for residential rental relief; and

WHEREAS, City-County government previously established a significant residential rental assistance fund that is already preventing thousands of Marion County residents impacted by the COVID-19 pandemic from losing their homes; and

WHEREAS, the Consolidated City has been awarded a total of \$33,422,260 in ERA 2 dollars, of which \$13,368,904 has been previously appropriated and of which \$20,053,356, including amounts anticipated to be received from the U.S. Treasury before the end of 2022, has not heretofore been appropriated; and

WHEREAS, demand for rental assistance continues to require further investment, with a particular focus on eviction prevention; and

WHEREAS, all expenditures out of the Rental Assistance subfund described in this fiscal ordinance are eligible under the ARP Act and existing federal guidance from the Department of the Treasury; now therefore:

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 2022 is hereby amended by the character increase hereinafter stated for purposes of the City Non-Departmental.

SECTION 2. In accordance with the language of the ARP Act and all implementing Department of Treasury guidance to date, the City-County Council hereby finds that the expenditures out of the ARPA Coronavirus Local Fiscal Recovery Subfund contemplated in this fiscal ordinance satisfy the eligibility criteria of Section 9901 of the ARP Act; namely, they are expenditures

- a. to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- b. to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, non-entitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
- c. for the provision of government services to the extent of the reduction in revenue of such metropolitan city, non-entitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, non-entitlement unit of local government, or county prior to the emergency; or
- d. to make necessary investments in water, sewer, or broadband infrastructure,

as to which all appropriated funds will be obligated on or before December 31, 2024 and fully expended on or before December 31, 2026, and as to which all other eligibility criteria set forth in Section 9901 of the ARP Act, other applicable provisions of the ARP Act, and Treasury guidance will be satisfied.

SECTION 3. The City Non-Departmental requests an additional appropriation in character one totaling twenty-five million dollars (\$25,000,000), in character two totaling one million three hundred thousand dollars (\$1,300,000) and in character three totaling one hundred fifty-six million, five hundred thirty-eight thousand, five hundred ninety-four dollars (\$156,538,594) for a total appropriation of one hundred eighty-two million, eight hundred thirty-eight thousand, five hundred ninety-four dollars (\$182,838,594) from the ARPA Coronavirus Local Fiscal Recovery Subfund of the Federal Stimulus-Coronavirus Pandemic Fund.

<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>
ARPA Coronavirus Local Fiscal Recovery Subfund	25,000,000	1,300,000	156,538,594			182,838,594

SECTION 4. The City Non-Departmental, requests an additional appropriation in character three totaling twenty million, fifty-three thousand, three hundred fifty-six dollars (\$20,053,356) from the Rental Assistance subfund of the Federal Stimulus-Coronavirus Pandemic fund for the purposes of providing additional rental assistance from funds awarded by the Federal Government.

<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>
Rental Assistance Subfund			20,053,356			20,053,356

SECTION 5. Amounts placed in the ARP Coronavirus Local Fiscal Recovery subfund of the Federal Stimulus- Coronavirus Pandemic fund and funds placed in the Rental Assistance subfund of the Federal Stimulus-Coronavirus Pandemic fund shall remain in that fund until December 31, 2024 and shall not lapse or revert at the end of calendar year 2022 or at the end of any calendar year prior to December 31, 2024.

SECTION 6. Upon approval of this proposal, the following unappropriated fund balances are projected to remain at the end of 2024:

<u>Fund</u>	<u>2022 Year End Balance</u>	<u>Projected 2024 Year-End Balance</u>
ARPA Coronavirus Local Fiscal Recovery subfund	\$0	\$0
Rental Assistance subfund	\$0	\$0

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

PROPOSAL NO. 310, 2022. Councillor Mascari reported that the Administration and Finance Committee heard Proposal No. 310, 2022 on August 9, 2022. The proposal, sponsored by Councillor Osili, approves an additional appropriation totalling \$27,000,000 in the 2022 City Non-Departmental Budget (ARPA Coronavirus Local Fiscal Recovery Subfund of the Federal Stimulus-Coronavirus Pandemic Fund) for the purposes of providing property tax relief for homeowners. By an 11-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor Boots commended the administration for helping to provide relief to taxpayers.

Councillor E. Evans asked for a clarification on the process for getting this tax relief out to the community. Ken Clark, City Controller, said that they are working with the treasurer to determine the mechanics of how it will work. The tax bill is logged as accounts receivable to the County, and taxpayers are invoiced to pay those tax bills. The desire is to provide a credit to the Treasurer directly before those bills are produced, so that the credit shows up as partial payment received. Councillor E. Evans asked if a home is in escrow, if that will show up on the bank statement. Mr. Clark said that it will show up on the bill, but there will be an adjustment later, so that the escrow will be lower at the end of the year.

The President called for public testimony at 7:48 p.m.

Mr. Vaughn said that no criteria has been set up for receiving these funds, and he asked when funds are no longer available, what will happen then.

There being no further testimony, Councillor Mascari moved, seconded by Councillor Adamson, for adoption. Proposal No. 310, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson

0 NAYS:

2 ABSENT: Barth, Larrison

Proposal No. 310, 2022 was retitled FISCAL ORDINANCE NO. 14, 2022, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 2022

A FISCAL ORDINANCE amending the City-County Annual Budget for 2022 (City-County Fiscal Ordinance No. 22, 2021) by additional appropriation of twenty-seven million dollars (\$27,000,000) for the purposes of the City Non-Departmental.

WHEREAS, the impacts of the COVID-19 pandemic and its associated economic disruptions have increasingly included inflation in many sectors of the economy and a high rate of growth in real estate values; and

WHEREAS, these impacts have caused low- and middle income households to struggle to afford basic necessities like groceries and gas; and

WHEREAS, Section 9901 of the American Rescue Plan Act of 2021 (ARP Act), amending Section 603 of the Social Security Act, created the Coronavirus Local Fiscal Recovery Fund (FRF) and allocated block grants to certain large municipalities in the United States; and

WHEREAS, the City and County have received \$209,838,594 in unappropriated funds in 2022, which represents the second and final allocation of FRF funds, following the initial allocation that was received and appropriated by the City-County Council in 2021; and

WHEREAS, Section 9901 of the ARP Act states that FRF dollars may be used for the following purposes:

- (A) to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- (B) to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, non-entitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
- (C) for the provision of government services to the extent of the reduction in revenue of such metropolitan city, non-entitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, non-entitlement unit of local government, or county prior to the emergency; or
- (D) to make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, the City has developed a plan to give homestead residents a measure of relief during tough times by providing a one-time tax credit for the “2022 pay 2023” tax year; and

WHEREAS, all expenditures out of the ARPA Coronavirus Local Fiscal Recovery subfund described in this fiscal ordinance are eligible under the ARP Act and existing federal guidance from the Department of the Treasury; now therefore:

**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 2022 is hereby amended by the character increases hereinafter stated for purposes of the City Non-Departmental.

SECTION 2. The City Non-Departmental requests an additional appropriation of twenty-seven million dollars (\$27,000,000) in character three of the ARPA Coronavirus Local Fiscal Recovery Subfund of the Federal Stimulus-Coronavirus Pandemic Fund for the purposes of providing property tax relief for homeowners.

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	CHAR 5	TOTAL
ARPA Coronavirus Local Fiscal Recovery Subfund			27,000,000			27,000,000

SECTION 3. The Office of Finance and Management shall coordinate with the Marion County Assessor, Marion County Treasurer, and Marion County Auditor to provide a one-time credit, for the “2022 pay 2023” tax year, to households owning residential properties that qualify as “homesteads” under IC 6-1.1-12-37. The credit shall be in the amount of one hundred fifty dollars (\$150.00) for homesteads with a 2022 assessed value of up to two hundred fifty thousand dollars (\$250,000.00), and shall be in the amount of one hundred dollars (\$100.00) for homesteads with a 2022 assessed value of greater than two hundred fifty thousand dollars (\$250,000.00) but less than four hundred thousand dollars (\$400,000.00). The Controller shall be authorized to adjust the amount of the credit as necessary to reconcile the budgeted amount for the credit program with the number of households qualifying based on final 2022 assessed values, but shall adhere as closely as possible to the credit dollar amounts stated above.

SECTION 4. Upon approval of this and other pending proposals, the following unappropriated fund balances are projected to remain at the end of 2022:

Fund	2021 Year-End Balance	Projected 2022 Year-End Balance
ARPA Coronavirus Local Fiscal Recovery Subfund	\$0	\$0

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

PROPOSAL NO. 311, 2022. Councillor Adamson reported that the Public Works Committee heard Proposal No. 311, 2022 on August 11, 2022. The proposal, sponsored by Councillor Adamson, approves additional appropriations totaling \$40,000,000 in the 2022 Budget of the Department of Public Works (Capital Asset Lifecycle and Development Fund) to finance design, construction, and inspection costs related to residential streets and thoroughfare capital improvements. By a 10-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor E. Evans asked if this includes pedestrian infrastructure, as well. Dan Parker, Newly appointed Chief of Staff, Office of the Mayor, said that \$25 million was approved for residential street construction in a May fiscal. Some of this will go toward ADA improvements, but there is not enough money for additional sidewalk works, and this will not go toward new sidewalks. Councillor E. Evans asked if they will be repainting lane lines. Mr. Parker said that there is no line painting on residential streets.

The President called for public testimony at 7:55 p.m. There being no testimony, Councillor Adamson moved, seconded by Councillor Lewis, for adoption. Proposal No. 311, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 311, 2022 was retitled FISCAL ORDINANCE NO. 15, 2022, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 2022

PROPOSAL FOR A FISCAL ORDINANCE amending the City-County Annual Budget for 2022 (City-County Fiscal Ordinance No.22, 2021) by additional appropriations totaling forty million dollars (\$40,000,000) for purposes of the Department of Public Works.

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 2022 is hereby amended by the character increase hereinafter stated for purposes of the Department of Public Works.

SECTION 2. The Department of Public Works requests additional appropriations totaling forty million dollars (\$40,000,000) in the Capital Asset Lifecycle and Development fund in character four to finance design, construction, and inspection costs related to residential streets and thoroughfare capital improvements:

<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>
Capital Asset Lifecycle and Development				40,000,000		40,000,000

SECTION 3. In support of the additional appropriations provided in Section 2, funds totaling forty million dollars (\$40,000,000) are to be transferred from the Consolidated County General fund to the Capital Asset Lifecycle and Development fund.

SECTION 4. Upon approval of this and other pending approvals, the following unappropriated fund balances are projected to remain at the end of 2022:

Fund	2021 Year-End Balance	Projected 2022 Year-End Balance
Capital Asset Lifecycle and Development Fund	2,609	2,609

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

SPECIAL ORDERS - FINAL ADOPTION

Councillor Lewis stated that the Metropolitan and Economic Development Committee heard Proposal Nos. 238 and 239, 2022 on August 15, 2022. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 238, 2022. The proposal, sponsored by Councillor Adamson, amends the declaratory resolution creating the Greater Martindale-Brightwood Housing Redevelopment Area and Hillside Housing Allocation Area (Hillside HOTIF) to enlarge the area to include additional land located on the northwest corner and establishes two new separate tax increment financing (TIF) allocation areas designated as the Domino TIF Area and the Monon 32 TIF Area. PROPOSAL NO. 239, 2022. The proposal, sponsored by Councillor Adamson, approves the issuance of developer-backed economic development tax increment revenue bonds in maximum aggregate amounts not to exceed \$10,500,000 for the proposed Domino Project and \$4,800,000 for the proposed Monon 32 project. The Monon project is a multi-family residential development along 1120 East 32nd Street, consisting of approximately 81 new construction, high-quality, professionally managed for rent apartment homes (townhome/duplex). The Domino project is a multi-family residential development along 3122 Dr. Andrew J. Brown Avenue, consisting of approximately 220 new construction, high-quality apartment units with parking and amenities (District 17). By 11-0 votes, the committee reported the proposals to the full Council with the recommendation that they do pass.

Councillor Gray asked who the contractors are. Ken Sterns, developer, stated that on the Domino Project, it is the Ridge Group from Muncie, Indiana, and Gillette Contractors on the Monon portion.

Councillor E. Evans asked how many of their units are affordable, and how many are at market rate. Mr. Sterns said that they fulfill the required affordability component with 5% of the units at 30% of area median income (AMI), which would be 14 of the Domino multi-units and four on the Monon project. Councillor E. Evans asked what the average rental price is on the rest of the units. Mr. Sterns said that it is approximately \$1.77 per square foot on the Domino project and \$1.73 per square foot on average for the Monon project.

Councillor Lewis moved, seconded by Councillor Adamson, for adoption. Proposal Nos. 238 and 239, 2022 were adopted on the following roll call vote; viz:

- 23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
- 0 NAYS:
- 2 ABSENT: Barth, Larrison

Proposal No. 238, 2022 was retitled GENERAL RESOLUTION NO. 23, 2022, and reads as follows:

September 12, 2022

CITY-COUNTY GENERAL RESOLUTION NO. 23, 2022

A GENERAL RESOLUTION of the City-County Council of the City of Indianapolis and of Marion County, Indiana, approving an Amending Declaratory Resolution and Redevelopment Plan, as amended, including a housing program as described therein, of the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana.

WHEREAS, on November 3, 2021, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission"), being the governing body of the Redevelopment District, adopted its Resolution No. 2021-E-019 (the "Original Declaratory Resolution") which declared an area of the City of Indianapolis, County of Marion, Indiana (the "City") as the "Greater Martindale-Brightwood Housing Redevelopment Area" (the "Original Area"), a redevelopment area within the meaning of Indiana Code 36-7-15.1, as amended (the "Act"), designated a portion of the Original Area as an allocation area known as the Hillside Housing Allocation Area (the "Hillside HOTIF Area"), and approved a redevelopment plan, including a housing program as described therein, for the Original Area (the "Original Plan"); and

WHEREAS, following approval by the City-County Council of the City and Marion County, Indiana (the "City-County Council"), and after holding a public hearing, all in accordance with the Act, the Commission adopted its Resolution No. 2021-E-026 on December 15, 2021, confirming the Original Declaratory Resolution; and

WHEREAS, on July 6, 2022, the Commission adopted an amending declaratory resolution (the "Amending Declaratory Resolution") initially approving an amendment to the Original Plan (the "Plan Amendment") for the Area pursuant to the Act; and

WHEREAS, the Amending Declaratory Resolution enlarges the Original Area to include certain additional land located on the northwest corner of the Original Area as more particularly described therein (the "Enlarged Area", together with the Original Area, the "Area") and establishes two separate tax increment allocation areas designated as the Domino Allocation Area (the "Domino TIF Area") and the Monon 32 Allocation Area (the "Monon 32 TIF Area"), each as more particularly described in the Amending Declaratory Resolution and the Original Plan, as amended by the Plan Amendment; and

WHEREAS, the Domino TIF Area and the Monon 32 TIF Area are separate and distinct from the Hillside HOTIF Area; and

WHEREAS, in connection with the enlargement of the Original Area to include the Enlarged Area and the establishment of the Domino TIF Area and the Monon 32 TIF Area, the Amending Declaratory Resolution (i) removes the Enlarged Area from the Consolidated Fall Creek-Citizens Redevelopment Area and (ii) amends the Fall Creek-Citizens Redevelopment Area Resolutions (as defined therein) and the Redevelopment Plan for the Consolidated Fall Creek-Citizens Redevelopment Area, as approved by the Fall Creek-Citizens Redevelopment Area Resolutions, to reflect such removal; and

WHEREAS, the Act requires approval of the Amending Declaratory Resolution and the Original Plan, as amended by the Plan Amendment, by the City-County Council; and

WHEREAS, the Amending Declaratory Resolution and Original Plan, as amended by the Plan Amendment, have been submitted to this City-County Council; now, therefore:

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

SECTION 1. The Amending Declaratory Resolution and Original Plan for the Area, as amended by the Plan Amendment, are in all respects approved, ratified and confirmed by the City-County Council.

SECTION 2. 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. 239, 2022 was retitled SPECIAL ORDINANCE NO. 10, 2022, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 10, 2022

A SPECIAL ORDINANCE of the City-County Council of the City of Indianapolis, Indiana authorizing the issuance of one or more series of its City of Indianapolis, Indiana Economic Development Tax Increment Revenue Bonds, Series

202_ (Monon 32 Project) and its City of Indianapolis, Indiana Economic Development Tax Increment Revenue Bonds, Series 202_ (Domino Project) (each to be completed with the year in which issued and such further series or other designation as determined to be necessary), in a maximum aggregate principal amount not to exceed \$4,800,000 and \$10,500,000, respectively, and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code 36-7-11.9 and 12 (collectively, the “Act”) declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, pursuant to the Act, the City of Indianapolis, Indiana (the “City”) is authorized to issue revenue bonds for the purpose of financing, reimbursing or refinancing the costs of acquisition, construction, renovation, installation and equipping of economic development facilities in order to foster diversification of economic development and creation or retention of opportunities for gainful employment in or near the City; and

WHEREAS, Monon Development Group, LLC, or a subsidiary or affiliate thereof (“Monon 32”), has informed the City that it will be constructing a project consisting of a multi-family residential development along 1120 East 32nd Street, situated between the Monon Trail and Winthrop Avenue, known as “Monon 32” and consisting of approximately 81 new construction, high-quality, professionally managed for rent apartment homes (townhome/duplex project) (the “Monon 32 Project”); and

WHEREAS, The Domino, LLC, or a subsidiary or affiliate thereof (“Domino”, together with Monon 32, the “Developers”), has informed the City that it will be constructing a project consisting of a multi-family residential development along 3122 Dr. Andrew J. Brown Avenue, situated between the Monon Trail and Dr. Andrew J. Brown Avenue, known as “The Domino” and consisting of approximately 220 new construction, high-quality apartment units with parking and amenities (the “Domino Project”, together with the Monon 32 Project, the “Projects”); and

WHEREAS, the Monon 32 Project will be located in the Monon 32 Allocation Area (the “Monon 32 Allocation Area”) and the Domino Project will be located in the Domino Allocation Area (the “Domino Allocation Area”), each as will be established by the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City, prior to the issuance of the bonds herein authorized; and

WHEREAS, Monon 32 has advised the Indianapolis Economic Development Commission (the “Commission”) and the City concerning the Monon 32 Project, and has requested that the City issue one or more series of its taxable or tax-exempt Economic Development Tax Increment Revenue Bonds, Series 202__ (Monon 32 Project) (to be completed with the year in which issued and such further series or other designation as determined to be necessary), in an aggregate principal amount not to exceed Four Million Eight Hundred Thousand Dollars (\$4,800,000) (the “Monon 32 Project Bonds”) under the Act and make the proceeds of the Monon 32 Project Bonds, exclusive of capitalized interest, a debt service reserve, if necessary, and costs of issuance, available to Monon 32 for the purpose of financing a portion of the Monon 32 Project; and

WHEREAS, Domino has advised the Commission and the City concerning the Domino Project, and has requested that the City issue one or more series of its taxable or tax-exempt Economic Development Tax Increment Revenue Bonds, Series 202__ (Domino Project) (to be completed with the year in which issued and such further series or other designation as determined to be necessary), in an aggregate principal amount not to exceed Ten Million Five Hundred Thousand Dollars (\$10,500,000) (the “Domino Project Bonds”, together with the Monon 32 Project Bonds, the “Bonds”) under the Act and make the proceeds of the Domino Project Bonds, exclusive of capitalized interest, a debt service reserve, if necessary, and costs of issuance, available to Domino for the purpose of financing a portion of the Domino Project; and

WHEREAS, the Commission has rendered its report regarding the proposed financing of economic development facilities for the Developers for their respective Projects and the Metropolitan Development Commission of Marion County, Indiana, has been given an opportunity to comment thereon; and

WHEREAS, the Commission has heretofore conducted a public hearing in accordance with Indiana Code 36-7-12-24 and adopted its resolution subsequent thereto finding that the financing of the Projects complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the City; and

WHEREAS, the Commission has heretofore approved and recommended the adoption of this form of ordinance by this City-County Council, has considered the issue of adverse competitive effect and has approved the forms of and has transmitted for approval by the City-County Council, the Financing Documents (as hereinafter defined); and

WHEREAS, pursuant to and in accordance with the Act, the City desires to provide funds necessary to finance a portion of the Projects by issuing the Bonds; and

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WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, the City intends to issue the Bonds consistent with the terms of this Ordinance and pursuant to separate Trust Indentures for each of the Monon 32 Project Bonds and the Domino Project Bonds, each to be dated as of the first day of the month in which each series of Bonds secured thereby are sold or delivered (or such other date or dates as the officers of the City may hereafter approve) (collectively, the "Indentures"), by and between the City and a corporate trustee to be selected by the City (the "Trustee"), in order to obtain funds necessary to provide for the financing of a portion of the Projects, including capitalized interest, a debt service reserve, if necessary, and costs of issuance, in accordance with the terms of separate Loan Agreements for each of the Monon 32 Project Bonds and the Domino Project Bonds, each to be dated the first day of the month in which the Bonds related thereto are sold or delivered (or such other date or dates as the officers of the City may hereafter approve) (collectively, the "Loan Agreements"), by and between the City and (i) Monon 32, with respect to the Monon 32 Project Bonds and the Monon 32 Project and (ii) Domino, with respect to the Domino Project Bonds and the Domino Project; and

WHEREAS, pursuant to the Loan Agreement in connection with the Monon 32 Project Bonds, Monon 32 will make certain representations, warranties and commitments with respect to the Monon 32 Project which will permit the City to derive incremental real property tax revenues from the Monon 32 Project within the Monon 32 Allocation Area (the "Monon 32 TIF Revenues") which will be sufficient to pay principal of and interest on the Monon 32 Project Bonds, and to pay administrative expenses in connection with the Monon 32 Project Bonds, as further described herein; and

WHEREAS, pursuant to the Loan Agreement in connection with the Domino Project Bonds, Domino will make certain representations, warranties and commitments with respect to the Domino Project which will permit the City to derive incremental real property tax revenues from the Domino Project within the Domino Allocation Area (the "Domino TIF Revenues") which will be sufficient to pay principal of and interest on the Domino Project Bonds, and to pay administrative expenses in connection with the Domino Project Bonds, as further described herein; and

WHEREAS, in connection with the issuance of each series of the Bonds, each of the Developers or their respective designees will (i) either purchase the Bonds or provide sufficient guaranties to enable the purchase of such Bonds by a third party purchaser and (ii) provide certain representations and covenants in respect of the disbursement of proceeds of the Bonds for costs of the Projects; and

WHEREAS, no member of the City-County Council has any pecuniary interest in any employment, financing agreement or other contract made under the provisions of the Act and related to the Bonds authorized herein, which pecuniary interest has not been fully disclosed to the City-County Council and no such member has voted on any such matter, all in accordance with the provisions of Indiana Code 36-7-12-16; and

WHEREAS, there has been submitted to the Commission for its approval forms of the Indentures, the Bonds and the Loan Agreements (collectively, the "Financing Documents"), and a form of this proposed Ordinance, which were incorporated by reference in the Commission's Resolution adopted on July 13, 2022, which Resolution has been transmitted to the City-County Council; and

WHEREAS, prior to the issuance of the Bonds, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City, will pledge (i) eighty-five percent (85%) of the Monon 32 TIF Revenues to the payment of interest on and principal of the Monon 32 Project Bonds and (ii) eighty-five percent (85%) of the Domino TIF Revenues to the payment of interest on and principal of the Domino Project Bonds; and

WHEREAS, based upon the resolution adopted by the Commission pertaining to the Projects, the City-County Council hereby finds and determines that the financing approved by the Commission for the Projects will be of benefit to the health and general welfare of the citizens of the City, complies with the provisions of the Act and the amount necessary to finance a portion of the costs of the Projects will require the issuance, sale and delivery of one or more series of economic development tax increment revenue bonds in an aggregate combined principal amount not to exceed \$4,800,000, with respect to the Monon 32 Project, and \$10,500,000, with respect to the Domino Project; now, therefore:

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

SECTION 1. It is hereby found, determined, ratified and confirmed that the financing of the economic development facilities referred to in the Financing Documents consisting of the Projects, the issuance and sale of the Bonds, and the use of the net proceeds thereof to finance a portion of the Projects (i) will result in the diversification of industry, the creation or retention of business opportunities and the creation or retention of opportunities for gainful employment within the jurisdiction of the City, (ii) will serve a public purpose, and will be of benefit to the health and general welfare

of the City, (iii) complies with the purposes and provisions of the Act and it is in the public interest that the City take such lawful action as determined to be necessary or desirable to encourage the diversification of industry, the creation or retention of business opportunities, and the creation or retention of opportunities for gainful employment within the jurisdiction of the City, and (iv) will not have a material adverse competitive effect on any similar facilities already constructed or operating in or near the City.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the City-County Council or City Controller. In compliance with Indiana Code 36-1-5-4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the City-County Council for public inspection.

SECTION 3. The City shall issue its Bonds in two or more series, any series of which may be taxable or tax-exempt for federal income tax purposes, in the maximum aggregate principal amount not to exceed Four Million Eight Hundred Thousand Dollars (\$4,800,000), with respect to the Monon 32 Project Bonds, and Ten Million Five Hundred Thousand Dollars (\$10,500,000), with respect to the Domino Project Bonds, with a maximum term not to exceed twenty-five (25) years and with a maximum interest rate not to exceed six and one-half percent (6.5%) per annum, for the purpose of procuring funds to finance a portion of the Projects. The Monon 32 Project Bonds will be payable as to principal and interest solely from eighty-five percent (85%) of the Monon 32 TIF Revenues and the Domino Project Bonds will be payable as to principal and interest solely from eighty-five percent (85%) of the Domino TIF Revenues, each upon such terms and conditions as otherwise provided in the Financing Documents and this Ordinance. The Bonds may be further secured by a debt service reserve fund as may be provided under the Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City.

SECTION 4. The Mayor and City Controller are authorized and directed to sell the Bonds to the purchaser or purchasers thereof at a price not less than 98.5% of the aggregate principal amount thereof plus accrued interest, if any, at a rate of interest not to exceed six and one-half percent (6.5%) per annum, and with a final maturity no later than twenty-five (25) years from the date of issuance of the Bonds. A bond purchase agreement in form and substance acceptable to the Mayor and the Controller for each series of Bonds (collectively, the "Purchase Agreements") should be, and hereby is, approved, and the Mayor and the Controller are hereby authorized and directed to execute and deliver the Purchase Agreements, if necessary, in form and substance acceptable to them and consistent with the terms and conditions set forth in this Ordinance. If necessary or desirable in connection with the sale of the Bonds, the Mayor, the Controller and any other officer of the City are authorized to enter into a continuing disclosure undertaking agreement, in compliance with Rule 15c2-12 of the Securities and Exchange Commission (the "SEC Rule"), which will be in such a form as may be deemed necessary, appropriate or desirable by the Mayor, the Controller and any other officer of the City, with such to be conclusively evidenced by their execution thereof.

SECTION 5. The Mayor, the Controller and any other officer of the City are authorized and directed to execute the Financing Documents, such other documents approved or authorized herein and any other document which may be necessary, appropriate or desirable to consummate the transaction contemplated by the Financing Documents and this Ordinance, and their execution is hereby confirmed on behalf of the City. The signatures of the Mayor, the Controller and any other officer of the City on the Bonds which may be necessary or desirable to consummate the transactions, and their execution is hereby confirmed on behalf of the City. The signatures of the Mayor, the Controller and any other officer of the City on the Bonds may be facsimile signatures. The Mayor, the Controller and any other officer of the City are authorized to arrange for the delivery of such Bonds to the purchasers, payment for which will be made in the manner set forth in the respective Financing Documents. The Mayor, the Controller and any other officer of the City may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve any and all such changes therein and also in those Financing Documents which do not require the signature of the Mayor, the Controller or any other officer of the City without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Sections 27(a)(1) through and including (a)(10) of the Act.

SECTION 6. The provisions of this Ordinance and the Financing Documents shall constitute a contract binding between the City and the holder or holders of the Bonds and after the issuance of said Bonds, this Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. Subject to the provisions of Sections 5 and 15 of this Ordinance, if necessary or desirable, a Preliminary Official Statement, or other form of offering document of the City, relating to each series of the Bonds (the "Preliminary Official Statement"), in a form or forms acceptable to the Mayor, is hereby (a) authorized and approved, together with such changes in form and substance as may be deemed necessary or appropriate by the Mayor pursuant to Sections 5 and 15 of this Ordinance, (b) authorized and approved, as the same may be appropriately confirmed, modified and amended pursuant hereto, for distribution as the Preliminary Official Statement of the City for the Bonds, (c) authorized to be deemed and determined by the Mayor on behalf of the City, as of its date, to constitute the "final" official statement of

the City with respect to the Bonds to be offered thereby, subject to completion as permitted by and otherwise pursuant to the provisions of the SEC Rule, as and to the extent applicable, and (d) authorized and approved, consistent with the provisions of any bond purchase agreement and the SEC Rule, as and to the extent applicable, to be placed into final form and distributed and delivered to purchasers and potential purchasers of the Bonds offered thereby as the final official statement of the City, as of the date thereof, with respect to the Bonds.

SECTION 8. Subject to the obligations of the Developers set forth in the Financing Documents and the tax and arbitrage representation certificate of the City to be executed upon the issuance of any series of Bonds which will be issued as tax-exempt for purposes of federal tax laws, the City will use its best efforts to restrict the use of the proceeds of such series of Bonds in such a manner and to expectations at the time the Bonds are delivered to the purchasers thereof, so that they will not constitute "arbitrage bonds" under Section 148 of the Code and the regulations promulgated thereunder, or to preserve any other desired tax status under the Code, if necessary. The Mayor and the Clerk, or any other officer having responsibility with respect to the issuance of the Bonds, are authorized and directed, alone or in conjunction with any of the foregoing, or with any other officer, employee, consultant or agent of the City, to deliver a certificate for inclusion in the transcript of proceedings for the Bonds, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the Bond proceeds as of the date of issuance thereof. The provisions of this Section 10 shall not apply to any series of Bonds which is issued as taxable for purposes of federal tax law.

SECTION 9. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this ordinance, the Financing Documents or under any judgment obtained against the City, including without limitation the Commission, or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, under or independent of the Financing Documents, shall be had against any member, director, or officer or attorney, as such, past, present, or future, of the City, including without limitation the Commission, either directly or through the City, or otherwise, for the payment for or to the City or any receiver thereof or for or to any holder of the Bonds secured thereby, or otherwise, of any sum that may remain due and unpaid by the City upon any of such Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such member, director, or officer or attorney, as such, to respond by reason of any act or omission on his or her part or otherwise for, directly or indirectly, the payment for or to the City or any receiver thereof, or for or to any owner or holder of the Bonds, or otherwise, of any sum that may remain due and unpaid upon the Bonds hereby secured or any at them, shall be expressly waived and released as a condition of and consideration for the execution and delivery of the Financing Documents and the issuance, sale and delivery of the Bonds.

SECTION 10. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 11. All ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION 12. It is hereby determined that all formal actions of the City-County Council relating to the adoption of this Ordinance were taken in one or more open meetings of the City-County Council, that all deliberations of the City-County Council and of its committees, if any, which resulted in formal action, were in meetings open to the public, and that all such meetings were convened, held and conducted in compliance with applicable legal requirements, including Indiana Code 5-14-1.5, as amended.

SECTION 13. The Mayor, the Controller, the Clerk and any other officer of the City are hereby authorized and directed, in the name and on behalf of the City, to execute and deliver such further documents and to take such further actions as such person deems necessary or desirable to effect the purposes of this Ordinance, and any such documents heretofore executed and delivered and any such actions heretofore taken, be, and hereby are, ratified and approved.

SECTION 14. This Ordinance shall be in full force and effect upon compliance with Indiana Code 36-3-4-14.

Councillor Adamson reported that the Public Works Committee heard Proposal Nos. 271-283, 2022 on August 11, 2022. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 271, 2022. The proposal, sponsored by Councillor Jackson, authorizes a speed limit reduction to 25 mph in the North German Church Woods, Bradford Trace, Justus Country Club Estates and Brook Wood subdivisions (District 14). PROPOSAL NO. 272, 2022. The proposal, sponsored by Councillor Carlino, authorizes a speed limit reduction to 25 mph in the Hunters Green subdivision (District 6). PROPOSAL NO. 273, 2022. The proposal, sponsored by

Councillor Potts, authorizes a speed limit reduction to 25 mph in the Country Side and Windcombe subdivisions (District 2). PROPOSAL NO. 274, 2022. The proposal, sponsored by Councillors Robinson and Barth, authorizes a speed limit reduction to 25 mph in the Holiday Addition, Park North and Sycamore Grove subdivisions (Districts 1,7). PROPOSAL NO. 275, 2022. The proposal, sponsored by Councillor Boots, authorizes a speed limit reduction to 25 mph in the Mendenhall's Pleasant Acres and Allisonville Estates subdivisions (District 3). PROPOSAL NO. 276, 2022. The proposal, sponsored by Councillor Hart, authorizes a speed limit reduction to 25 mph in the Arlington Acres, Arlington Acres North, Southern View, Hanover, Hanover North, Churchman Manor and Spring Lake subdivisions (District 18). PROPOSAL NO. 277, 2022. The proposal, sponsored by Councillor Dilk, authorizes a speed limit reduction to 25 mph in the Brookfield Estates, Perry Manor, FE Payne's Rolling Acres, Perry Woods Estates, Longacre, Martin Burton's and Edwin E. Thompson's subdivisions (District 24). PROPOSAL NO. 278, 2022. The proposal, sponsored by Councillor Graves, authorizes a speed limit reduction to 25 mph in the Arlington Woods, Success and Arlington Place subdivisions (District 13). PROPOSAL NO. 279, 2022. The proposal, sponsored by Councillor McCormick, authorizes a speed limit reduction to 25 mph in the Farley's Speedway Homeplace and Anchorage subdivisions (District 15). PROPOSAL NO. 280, 2022. The proposal, sponsored by Councillor Larrison, authorizes a speed limit reduction to 25 mph on all local streets within the area bounded by Washington Street, Arlington Avenue, Brookville Road and Emerson Avenue (District 12). PROPOSAL NO. 281, 2022. The proposal, sponsored by Councillor Larrison, Public Works Committee, authorizes a speed limit reduction to 25 mph on all local streets within the area bounded by 10th Street, Arlington Avenue, Washington Street and Emerson Avenue (District 12). PROPOSAL NO. 282, 2022. The proposal, sponsored by Councillors Jackson and Ray, authorizes a speed limit reduction to 25 mph in the Heather Hills subdivision (Districts 14,19). PROPOSAL NO. 283, 2022. The proposal, sponsored by Councillor Robinson, authorizes a speed limit reduction to 25 mph in the Crooked Creek Heights, Crooked Creek Heights West, Hoover Crest and Colony Woods subdivisions (District 1). By 9-0 votes, the committee reported the proposals to the full Council with the recommendation that they do pass. Councillor Adamson moved, seconded by Councillor Carlino, for adoption. Proposal Nos. 271-283, 2022 were adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 271, 2022 was retitled GENERAL ORDINANCE NO. 41, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All local streets within *North German Church Woods* platted subdivision, 25 mph.
All local streets within *Bradford Trace* platted subdivision, 25 mph.
All local streets within *Justus Country Club Estates* platted subdivision, 25 mph.
All local streets within *Brook Wood* platted subdivision, 25 mph.

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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.

Proposal No. 272, 2022 was retitled GENERAL ORDINANCE NO. 42, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All local streets within *Hunters Green* platted subdivision, 25 mph.

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.

Proposal No. 273, 2022 was retitled GENERAL ORDINANCE NO. 43, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 43, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All local streets within *Country Side* platted subdivision, 25 mph.
All local streets within *Windcombe* platted subdivision, 25 mph.

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.

Proposal No. 274, 2022 was retitled GENERAL ORDINANCE NO. 44, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 44, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

- All local streets within *Holiday Addition* platted subdivision, 25 mph.
- All local streets within *Park North* platted subdivision, 25 mph.
- All local streets within *Sycamore Grove* platted subdivision, 25 mph.

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.

Proposal No. 275, 2022 was retitled GENERAL ORDINANCE NO. 45, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 45, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

- All local streets within *Mendenhall's Pleasant Acres* platted subdivision, 25 mph.
- All local streets within *Allisonville Estates* subdivision, 25 mph.

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

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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.

Proposal No. 276, 2022 was retitled GENERAL ORDINANCE NO. 46, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 46, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

- All local streets within *Arlington Acres* platted subdivision, 25 mph.
- All local streets within *Arlington Acres North* platted subdivision, 25 mph.
- All local streets within *Southern View* platted subdivision, 25 mph.
- All local streets within *Hanover* subdivision, 25 mph.
- All local streets within *Hanover North* platted subdivision, 25 mph.
- All local streets within *Churchman Manor* subdivision, 25 mph.
- All local streets within *Spring Lake* platted subdivision, 25 mph.

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.

Proposal No. 277, 2022 was retitled GENERAL ORDINANCE NO. 47, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 47, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

- All local streets within *Brookfield Estates* platted subdivision, 25 mph.

All local streets within *Perry Manor* platted subdivision, 25 mph.
All local streets within *FE Payne's Rolling Acres* platted subdivision, 25 mph.
All local streets within *Perry Woods Estates* subdivision, 25 mph.
All local streets within *Longacre* platted subdivision, 25 mph.
All local streets within *Martin Burton's* platted subdivision, 25 mph.
All local streets within *Edwin E. Thompson's* platted subdivision, 25 mph.

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.

Proposal No. 278, 2022 was retitled GENERAL ORDINANCE NO. 48, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 48, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All local streets within *Arlington Woods* platted subdivision, 25 mph.
All local streets within *Success* platted subdivision, 25 mph.
All local streets within *Arlington Place* platted subdivision, 25 mph.

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.

Proposal No. 279, 2022 was retitled GENERAL ORDINANCE NO. 49, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 49, 2022

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:

September 12, 2022

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All local streets within *Farley's Speedway Homeplace* platted subdivision, 25 mph.
All local streets within *Anchorage* platted subdivision, 25 mph.

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.

Proposal No. 280, 2022 was retitled GENERAL ORDINANCE NO. 50, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 50, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All local streets bounded by *Washington Street, Arlington Avenue, Brookville Road and Emerson Avenue*, 25 mph.

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.

Proposal No. 281, 2022 was retitled GENERAL ORDINANCE NO. 51, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 51, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All local streets bounded by *10th Street, Arlington Avenue, Washington Street and Emerson Avenue*, 25 mph.

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.

Proposal No. 282, 2022 was retitled GENERAL ORDINANCE NO. 52, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 52, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

All local streets within *Heather Hills* platted subdivision, 25 mph.

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.

Proposal No. 283, 2022 was retitled GENERAL ORDINANCE NO. 53, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 2022

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. 441-323, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

- All local streets within *Crooked Creek Heights* platted subdivision, 25 mph.
- All local streets within *Crooked Creek Heights West* subdivision, 25 mph.
- All local streets within *Hoover Crest* platted subdivision, 25 mph.
- All local streets within *Colony Woods* platted subdivision, 25 mph.

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.

PROPOSAL NO. 284, 2022. Councillor Adamson reported that the Public Works Committee heard Proposal No. 284, 2022 on August 11, 2022. The proposal, sponsored by Councillor Adamson, authorizes residential permit parking at 1625 Sturm Avenue (District 17). By a 9-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass. Councillor Adamson moved, seconded by Councillor Mowery, for adoption. Proposal No. 134, 2022 was adopted on the following roll call vote; viz:

- 23 YEAS: *Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson*
- 0 NAYS:
- 2 ABSENT: *Barth, Larrison*

Proposal No. 284, 2022 was retitled GENERAL ORDINANCE NO. 54, 2022, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 54, 2022

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. 621-602 (a), Residential permit parking zones established, be, and the same is hereby amended by the addition of the following, to wit:

Street	Orientation From Centerline	Boundary
Sturm Avenue	n/a	1625

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.

PROPOSAL NO. 285, 2022. Councillor Adamson reported that the Public Works Committee heard Proposal No. 285, 2022 on August 11, 2022. The proposal, sponsored by Councillor Jones, establishes the interest in purchasing specified land owned by OmniSource Indianapolis, LLC located between S. Holt Road, W. Minnesota Street, and Sam Jones Expressway for the construction of a construction project by the Department of Public Works (District 16). By a 9-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass. Councillor Adamson moved, seconded by Councillor Carlino, for adoption. Proposal No. 285, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 285, 2022 was retitled GENERAL RESOLUTION NO. 24, 2022, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 24, 2022

PROPOSAL FOR A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the Consolidated City of Indianapolis and Marion County, Indiana (the "City") is the fiscal body of the City pursuant to IC 36-1-2-6; and

WHEREAS, pursuant to IC 36-1-10.5-1, *et seq.*, the City may purchase interests in land for a total price exceeding twenty-five thousand dollars (\$25,000) only after the City-County Council, as the fiscal body, passes a resolution to the effect that it is interested in making a purchase of the specified land; and

WHEREAS, the City, through its Department of Public Works ("DPW"), wishes to purchase fee simple title to the real estate described in Exhibit "A" and depicted in Exhibit "B", each of which is attached hereto and incorporated herein (the "Real Estate"); and

WHEREAS, acquisition of the Real Estate is needed for the construction of DPW Project Number SD-30-072, Holt & Minnesota Drainage Improvements; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate; now, therefore:

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

SECTION 1. The City-County Council hereby establishes that it has an interest in acquiring the Real Estate described in Exhibit "A" and depicted in Exhibit "B", each of which is attached to and incorporated into the official copy of this Resolution on file with the Clerk of the Council.

SECTION 2. For purposes of Revised Code Sec. 151-66, the Real Estate is owned by: OmniSource Indianapolis, LLC.

SECTION 3. The Department of Public Works is directed to appoint two (2) appraisers to appraise the fair market value of the Real Estate and to provide a copy of both appraisals to the Chair of the Public Works Committee of the City-County-Council.

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

PROPOSAL NO. 312, 2022. Councillor Mascari reported that the Administration and Finance Committee heard Proposal No. 312, 2022 on August 9, 2022. The proposal, sponsored by Councillor Osili, proposes a resolution of the Marion County Local Income Tax Council to request approval from the department of local government finance to lower the levy freeze rate and to cast the vote of the City-County Council on such resolution. By an 11-0 vote, the committee reported the proposal to the full Council with the recommendation that it do pass. Councillor Mascari moved, seconded by Councillor Adamson, for adoption. Proposal No. 312, 2022 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Annee, Bain, Boots, Brown, Carlino, Dilk, Evans-E, Evans-J, Graves, Gray, Hart, Jackson, Jones, Lewis, Mascari, McCormick, Mowery, Oliver, Osili, Potts, Ray, Robinson
0 NAYS:
2 ABSENT: Barth, Larrison

Proposal No. 312, 2022 was retitled GENERAL RESOLUTION NO. 25, 2022, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 25, 2022
Proposal No. 312, 2022

PROPOSAL FOR A GENERAL RESOLUTION of the City-County Council proposing a resolution of the Marion County Local Income Tax Council to request approval from the department of local government finance to lower the levy freeze tax rate and to cast the vote of the City-County Council on such resolution.

WHEREAS, the General Assembly established the expenditure rate component of the local income tax under IC 6-3.6-6; and

WHEREAS, IC 6-3.6-3-1 established the Marion County Local Income Tax Council; and

WHEREAS, the Local Income Tax Council is composed of the City-County Council of the Consolidated City of Indianapolis and Marion County, the City Council of Beech Grove, the City Council of the City of Lawrence, the City Council of the City of Southport, and the Town Council of the Town of Speedway; and

WHEREAS, the City-County Council of the Consolidated City of Indianapolis and Marion County holds ninety-one and eighty hundredths (91.80) of the one hundred (100) vote shares allocated among the members of the Local Income Tax Council, constituting a majority of all vote shares;

WHEREAS, Marion County is a county with a single voting bloc, as that term is defined by IC 6-3.6-2-7.4, meaning that each member of the City-County Council therefore holding a vote share equal to one twenty-fifth, or four percent (4%) of the Consolidated City's overall vote share, with such individual member vote share being equal to three and six hundred seventy-two thousandths (3.672) vote shares; and

WHEREAS, the Marion County Income Tax Council adopted an ordinance, effective January 1, 2008, which originally set the levy freeze tax rate at 0.20%; and

WHEREAS, pursuant to IC 6-3.6-11-1(b), the tax rate used to provide for a levy freeze shall be part of the certified shares component of the expenditure tax rate under IC 6-3.6-6; and

WHEREAS, IC 6-3.6-11-1(b) requires approval from the department of local government finance before an adopting body may lower a levy freeze tax rate; and

WHEREAS, the City-County Council wishes to propose a resolution of the Marion County Local Income Tax Council to request approval from the department of local government finance to lower the levy freeze tax rate; now, therefore:

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

SECTION 1. The City-County Council hereby proposes a resolution of the Marion County Local Income Tax Council pursuant to IC 6-3.6-11-1 and IC 6-3.6-3.

SECTION 2. The City-County Council hereby casts its Ninety-One and Eighty Hundredths (91.80) votes with respect to the proposed resolution of the Marion County Local Income Tax Council, which resolution is attached hereto and incorporated herein as “Exhibit A,” as follows:

_____ (representing the number of Council members voting “yes,” multiplied by each member’s individual vote share of 3.672)

_____ (representing the number of Council members voting “no,” multiplied by each member’s individual vote share of 3.672)

_____ (representing the number of Council members not voting or abstaining, multiplied by each member’s individual vote share of 3.672)

The Clerk of the Council shall perform the above calculation of vote shares following the Council’s vote on this Resolution.

SECTION 3. The Clerk of the Consolidated City of Indianapolis and Marion County hereby is ordered to deliver an original executed copy of this resolution and the proposed resolution of the Marion County Local Income Tax Council to the Controller of the Consolidated City of Indianapolis and Marion County forthwith so that the Controller shall deliver copies of such proposed resolution to other members of the Marion County Local Income Tax Council, namely, the City Council of the City of Beech Grove, the City Council of the City of Lawrence, the Town Council of the Town of Speedway, and the City Council of the City of Southport, after receipt from the City Clerk and so that the other members of the Marion County Local Income Tax Council may, after receipt from the Controller, vote on such proposed resolution; however, pursuant to IC 6-3.6-3-8(d), the other members need not vote on it.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with I.C. 36-34-14.

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

- (1) All Councillors in memory of former Council President Robert “Bob” Cockrum; and
- (2) Councillor Osili in memory of Kamsi Nwosisi; and
- (3) Councillor Carlino in memory of Rick Albrecht; and
- (4) Councillor Jones in memory of Pastor Walt Willett; and
- (5) Councillors Annee, Bain, Dilk, Hart and Mowery in memory of Bill DeShille.

Councillor Mowery moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of former Council President Robert “Bob” Cockrum, Kamsi Nwosisi, Rick Albrecht, Pastor Walt Willett, and Bill DeShille. 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 8:11 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 12th day of September, 2022.

September 12, 2022

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


President

ATTEST:


Clerk of the Council

(SEAL)