

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, August 3, 1981**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building, at 7:24 p.m., Monday, August 3, 1981. President SerVaas in the Chair. Mr. Stephen West opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

President SerVaas instructed the Clerk to take the roll. Twenty-nine members being present, he announced a quorum.

PRESENT: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

CORRECTION OF JOURNAL

The Chair called for additions or corrections to the Journal of April 27, 1981, and May 26, 1981. There being no additions or corrections to the Journals, the minutes were approved as distributed.

OFFICIAL COMMUNICATIONS

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

**TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

You are hereby notified that there will be a REGULAR MEETING of the City-County Council held in the City-County Building, in the Council Chambers, on Monday, August 3, 1981, at 7:00 p.m. The purpose of such MEETING being to conduct any and all business that may properly come before the regular meeting of the Council.

Respectfully,

**s/Beurt SerVaas, President
City-County Council**

**TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY—COUNTY
COUNCIL 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 Indianapolis NEWS and The Indianapolis COMMERCIAL on July 23 and 30, 1981, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 331, 1981, to be held on Monday, August 3, 1981, at 7:00 p.m. in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

**TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY—COUNTY
COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City—County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

GENERAL ORDINANCE NO. 62, 1981, amending City-County General Ordinance No. 36, 1980, authorizing changes in the personnel schedule of the Lawrence Township Trustee.

GENERAL ORDINANCE NO. 63, 1981, amending City-County General Ordinance No. 36, 1980, authorizing changes in the personnel schedule of the Pike Township Trustee's Office.

GENERAL ORDINANCE NO. 64, 1981, amending the "Code of Indianapolis and Marion County, Indiana," changing the speed limits on White River Parkway, West Drive.

GENERAL ORDINANCE NO. 65, 1981, amending the "Code of Indianapolis and Marion County, Indiana." changing the parking meter zones on East Michigan Street.

GENERAL ORDINANCE NO. 66, 1981, amending the "Code of Indianapolis and Marion County, Indiana," by amending Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 67, 1981, amending the "Code of Indianapolis and Marion County, Indiana," by amending Chapter 29, Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 68, 1981, fixing the salaries to be paid all elected and appointed officers and employees of the various townships in Marion County, Indiana, pursuant to IC 17-4-28.

SPECIAL ORDINANCE NO. 22, 1981, authorizing the City of Indianapolis to issue its "Industrial Development Revenue Bonds, 1981 Series (FMC Corporation Project)" in the aggregate principal amount of one million dollars and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 51, 1981, honoring Edward A. Ragsdale.

SPECIAL RESOLUTION NO. 52, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 53, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 54, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 55, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 56, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 57, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 58, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

**s/William H. Hudnut, III
MAYOR**

The following is the 1982 Budget Message as presented to the City-County Council by The Honorable William H. Hudnut, III, Mayor, City of Indianapolis:

“Mr. President, Mr. Majority Leader, Mr. Minority Leader, Members of the City-County Council, Ladies and Gentlemen:

Each year at this time it is my duty as Mayor of the City to submit to you a budget for the following year, and to assess the general conditions of the City. The budget we are proposing for 1982 represents some \$20 million in reductions from current spending -- down from \$288 million to \$268 million.

As you know, over the past several years, we have pulled our collective belts more tightly than at any time in the past. A combination of high inflation, property tax controls, and stagnant and declining revenues from other sources have reduced our purchasing power by about 25 percent over the last three years, forcing us to do more with less. Up to a point, we have been able to do that -- employing new technologies, greater management efficiencies, refining our priorities and through more creative financing techniques.

As this 1982 budget proposal indicates, however, we are beginning to reach the point where local government's main responsibility -- to provide basic services -- is being dangerously threatened. We have witnessed a steady erosion of our ability to fund City services over a period of years, and that erosion is not abating.

This budget reflects our best efforts to keep local governments spending under control, and also reflects the reality of a new age in America -- one characterized by less state and federal assistance in the provision of local services.

This budget calls for spending cuts totalling \$19.7 million from expected 1981 expenditure levels. The budget figure of roughly \$268 million is 6.8 percent less than we will spend in 1981, and when combined with continuing high inflation over the past twelve months, signals a further dramatic reduction in real purchasing power. The budget we submitted a year ago called for \$285 million in spending.

When you consider continued higher prices for our fixed costs like postage, telephone charges, street lights, insurance, social security and the like, the dilemma is even more obvious.

Spending cuts have taken place across the board.

The Department of Metropolitan Development budget has been cut by 30 percent, and that means we will reduce personnel, be able to do less housing rehabilitation work, less in historic preservation, less in industrial parks. Technical staff support promoting economic development will also be cut.

The Department of Transportation operating budget is declining 20.9 percent because of reduced federal assistance, and less revenue than anticipated from gasoline and cigarette taxes. A lot of the money we would like to use for street resurfacing is being diverted to cover the bill for street lighting, which stands at \$4 million and is going up. Consequently, the Department has managed to come up with only about \$2.5 million for residential street resurfacing -- enough to do about 50 miles. The cuts in DOT mean it will take longer to fill chuckholes, some of our old equipment will have to do for another year, road reconstruction projects will have to be reduced and so forth.

The Department of Parks and Recreation will have one-half of the purchasing power in 1982 that it had in 1977. It is amazing to me that the Department has been able to properly operate and maintain its basic services with the loss of half of its financial strength. Clearly, some less essential services, like community centers, tot lots, specialized programming with few participants and so forth will have to be reduced still more. So, too, will personnel.

The Department of Administration budget has been cut 22 percent, primarily reflecting the loss of a substantial portion of CETA job dollars cut out of the federal budget.

The Department of Public Works budget is up six percent because of the start up of operations of the federally-mandated Advanced Wastewater Treatment Plant.

This increase will have to be funded by an increase in the sewer user charge. However, we have taken steps to protect persons, such as senior citizens, who use lesser amounts of water each month, and their rate will not increase.

The remainder of the Public Works budget has been cut like all the others. But I would caution you that our community is going to have to face in the next few years the heavy cost of acquiring additional landfill and co-disposal capability to take care of our trash and sludge.

The one Department in which I have not allowed service cuts to be made is Public Safety. To my way of thinking, police and fire protection are the two foremost responsibilities local government has to its citizens. Yet, it is within police and fire when we have our most difficult problems.

The revenues available to fund public safety functions are simply not adequate to provide the level of service the people deserve, even though our new Public Safety Director has done yeoman's work in restructuring both departments to eliminate waste, reduced overhead and increase uniformed personnel productivity.

As in the past, every general revenue sharing dollar the City receives will go toward public safety. However, also like the past, the number of those dollars is decreasing. Property tax revenue increases have been frozen at a little over four percent for several years, even though inflation has been double-digit. In other departments, it is possible to cut services and programming. But in Public Safety, the bulk of the expense is on the payroll, and the only way to significantly cut the Public Safety budget is through lay-offs.

That is not an acceptable alternative.

Therefore, tonight I am proposing that the City seek Public Safety excess levies totalling \$13.7 million from the State Tax Board. This is going to cost the taxpayers some money, no question about it. The fire and police service districts are the smallest of all. Unfortunately, assessed valuation figures were set too high in 1980 and 1981, resulting in substantial cash shortages in public safety. So now we have to face the fact that the public safety budget can only be funded through excess levies. This will result in a total proposed tax rate of \$4.85 compared to a rate of \$4.49 that I proposed last year. I am not happy about that. But the alternative is worse -- drastic cuts in personnel and services! If we do not seek that \$13.7 million, our only alternative is to reduce uniformed personnel in the police and fire departments, and the \$13.7 million excess levies represent the cost to the City of a total of 550 uniformed personnel.

We must not allow that to happen.

It seems to me we ought to set up a long-range financial planning committee to analyze where we are going in this City through the 1980s; what our projected revenues will be; what new initiatives -- what new ways of skinning the City's fiscal cat -- ought to be devised. At the same time, it is imperative that we work with other cities and towns in the state -- all of whom are facing the same problem -- to find both short term, and longer term solutions to the growing problems of police and fire pension costs. Pension obligations are growing at the rate of \$1 million per year in each department, and the available revenues are not even beginning to keep pace. In 1982, those pensions will cost the City about \$18.3 million.

In conclusion, I would like to point out that I have been saying for several years now that we are walking down an increasingly difficult path, and the only way to navigate that path is through partnership. The 1982 budget proposal should indicate that the course has not improved and has, in fact, become more difficult.

The budget deliberations are certain to be long and difficult. A time of transition and change and cutback is never easy. But I am confident that we can march forward together, and do what is best by the people of this great City.

Thank you."

The following is the 1982 County Budget Message as presented to the City-County Council by the Honorable Harry E. Eakin, Marion County Auditor:

"The budget booklet which was presented to you as you entered the Council Chambers tonight represents the budget for all County Agencies as well as the Welfare Department. The total budget is approximately \$108 million. This is up \$8.5 million, or approximately 8 percent over 1981. Approximately \$1.5 million represents a request for an excessive levy and over \$1 million is for reassessment for the year 1986. When these two items are extracted from the budget, it represents an increase over 1981 of approximately 5.5 percent, and the tax rate would only be \$.01 increase.

Incidentally, you might be interested to know the State Tax Board told us we must raise \$11.7 million for reassessment in the next five years. The last real property assessment for Marion County cost \$3.5 million.

As you look through our miscellaneous revenues, you will see we have been hit extremely hard by loss of LEAA funds, Crime Control funds, CETA funds, and other federal funds, especially in the law enforcement area. Also, the State is

phasing out the intangible tax and we are suffering a loss of revenues in that area. As a result of the loss of these funds, I express my gratitude and appreciation to all elected officials, department heads, and especially the judiciary for having done a tremendous job in cutting costs in running their offices and finding new and alternative ways of funding our budget.

The document you have before you is a fundable budget and a balanced budget and completely within our income with the exception of the two new courts, which have been mandated by the Legislature, and an additional \$220,000 for mental retardation, if you see fit to fund their request.

As you start your committee hearings on this budget, we stand ready to help you in any way possible.

Thank you.”

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

PROPOSAL NO. 361, 1981. Introduced by Councillor Brinkman, this proposal asks Citizens Gas to intervene to oppose a major rate increase now before the Federal Government. After discussion, Councillor Brinkman moved, seconded by Councillor Durnil, for adoption. Proposal No. 361, 1981, was adopted by unanimous voice vote and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 59, 1981

A SPECIAL RESOLUTION asking Citizens Gas to intervene to oppose a major rate increase now before the federal government.

WHEREAS, Panhandle Eastern Pipe Line Company, the sole pipeline supplier to Citizens Gas and Coke Utility, has filed with the Federal Energy Regulatory Commission a major rate increase due to its importation of liquified natural gas (LNG) from Algeria; and,

WHEREAS, this rate increase will cost Indianapolis customers \$20.3 million, an annual increase of 11.5 percent; and,

WHEREAS, there are adequate supplies of domestically produced natural gas whose purchase will not further weaken U.S. balance of payments; and,

WHEREAS, Citizens Gas and Coke Utility is a municipal utility owned by the City of Indianapolis; now, therefore:

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

SECTION 1. The Council expresses its opposition to the proposed rate increase of Panhandle Eastern Pipe Line Company now before the Federal Energy Regulation Commission.

SECTION 2. The Council urges the Board of Directors of Citizens Gas and Coke Utility to intervene on behalf of consumers to oppose the Panhandle rate increase.

SECTION 3. The Council directs the Clerk to transmit this Special Resolution to the Board of Directors of Citizens Gas and Coke Utility and to the Federal Energy Regulatory Commission.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

INTRODUCTION OF GUESTS

Councillor Vollmer introduced Mrs. Pamela Bennett, Chairman of the Indianapolis Human Rights Commission. Councillor Howard introduced Mrs. Eva Rice, Mrs. Sue Shively and Mr. Albert Daniels. Councillor SerVaas introduced Mr. Ron Williams and Mr. Malcolm Mallett.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 340, 1981. Introduced by Councillor Tintera. Councillor Gilmer requested that Proposal No. 340, 1981, be advanced on the agenda for final adoption under Special Orders, Final Adoption. This proposal approves and authorizes certain actions and proceedings with respect to Economic Development Bonds in the amount of \$4,500,000 for Tippman and Associates. Council consent was given.

PROPOSAL NO. 341, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to economic development bonds in the amount of \$400,000 for Bearing Headquarters Company"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 342, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$300,000 Economic Development First Mortgage Revenue Bonds for Majestic Partnership Project"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 343, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$250,000 Economic Development Revenue Bonds for Shepard & Poorman Printing Company, Inc."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 344, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$750,000 Economic Development Revenue Bond for Bowers Envelope Company, Inc. Project"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 345, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$225,000 Economic Development First Mortgage Revenue Bonds for C & C Partnership Project"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 346, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$250,000 Economic Development First Mortgage Revenue Bond for Wilson Trailer Sales of Indiana, Inc. Project"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 347, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$350,000 Economic Development First Mortgage Revenue Bonds for Laboratory Supply Company, Inc. Project"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 348, 1981. Introduced by Councillor Campbell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code dealing with the unauthorized opening of a fire hydrant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 349, 1981. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code regarding unlawfully permitting minors to become loiterers"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 350, 1981. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by adding a new Division 3 dealing with the removal, storage and disposition of abandoned vehicles"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 351, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE providing for speed limit changes on portions of 30th Street, Franklin Road and Franklin Way"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 352, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing parking restrictions on a portion of Beville Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 353, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing intersection control changes"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 354, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which adds a new section to the Code dealing with motor vehicle accident reports"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 355, 1981. Introduced by Councillors Boyd, Campbell, Hawkins, Howard, Journey, Page, and Vollmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by renaming the Code of Ethics and providing for stricter accountability"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 356, 1981. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code dealing with penalties for violations of the Code"; and the President referred it to the Rules and Policy Committee.

MODIFICATION OF SPECIAL ORDERS

[Clerk's Note: Council consent was given in order that the Council Rules on Preparation, Initiation, and Introduction of Proposal may be suspended and the following ordinances may be introduced, although not timely submitted under the Rules.]

PROPOSAL NO. 357, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to Economic Development Bonds in the amount of \$1,000,000 for American Cablevision of Indianapolis, Inc." This proposal will remain in Committee due to there being no recommendation or action taken during discussion on July 31, 1981.

PROPOSAL NO. 358, 1981. Introduced by Councillor Strader. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Marian Barnett to the Human Rights Commission"; and the President referred it to the Administration Committee.

PROPOSAL NO. 359, 1981. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing James Hetherington to the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 360, 1981. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE for the 1982 Annual Budget"; and the President referred it to various committees.

PROPOSAL NOS. 362-366, 1981. General Ordinances certified from the Metropolitan Development Commission on July 31, 1981. Council consent was given by unanimous voice vote. Proposal Nos. 362-366, 1981, were then retitled GENERAL ORDINANCE NOS. 69-73, 1981, respectively, and read as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 69, 1981

The Metropolitan Development Commission of Marion County, Indiana, proposes amendment to said Marion County Council Ordinance No. 8-1957, as amended, the COMPREHENSIVE ZONING MAPS OF MARION COUNTY, INDIANA, adopted as an amendment thereto by Ordinance 79-AO-2, by the adoption of Ordinance 81-AO-3, AMENDING THE COMPREHENSIVE ZONING MAPS OF MARION COUNTY, INDIANA, updating said MAPS to include subsequent rezonings.

CITY—COUNTY GENERAL ORDINANCE NO. 70, 1981

The Metropolitan Development Commission of Marion County, Indiana, proposes the adoption of ORDINANCE 81-AO-4, amending the CENTRAL BUSINESS DISTRICT ZONING ORDINANCE of Marion County, Indiana (ORDINANCE 64-AO-1) by amending Chapter II, sections 2.01(a) and (B)(1), 2.02(A) and (B)(1)(b), and 2.03 (A)(8) and (B)(1) to provide for retail sales on sidewalk abutting business premises and from carts on sidewalks and public areas in the Central Business District zoning districts and to provide for apartment uses in the CBD-1 and CBD-2 zoning districts.

CITY—COUNTY GENERAL ORDINANCE NO. 71, 1981

The Metropolitan Development Commission of Marion County, Indiana, proposes the adoption of ORDINANCE NO. 81-AO-6, amending the REGIONAL CENTER-MARKET SQUARE DEVELOPMENT DISTRICT ZONING ORDINANCE of Marion County, Indiana (ORDINANCE 70-AO-2) by amending Chapter I, section 1.00(A) to provide for sales of beverages, flowers and food from carts on sidewalks and public areas or from a portion of the sidewalk abutting the same business premises as permitted uses.

CITY—COUNTY GENERAL ORDINANCE NO. 72, 1981

The Metropolitan Development Commission of Marion County, Indiana, proposes the adoption of ORDINANCE 81-AO-7, amending the REGIONAL CENTER ZONING ORDINANCE of Marion County, Indiana (ORDINANCE 70-AO-5) by amending Chapter I, section 1.00(A) to exclude the sales of beverages, flowers and food from carts on sidewalks and public areas from its provisions.

CITY—COUNTY GENERAL ORDINANCE NO. 73, 1981

The Metropolitan Development Commission of Marion County, Indiana, proposes the adoption of ORDINANCE 81-AO-8, amending the CBD-SPECIAL DEVELOPMENT DISTRICT ZONING ORDINANCE of Marion County, Indiana (ORDINANCE 68-AO-7) by amending Chapter I, section 1.00(A) to provide for sales of beverages, flowers and food from carts on sidewalks and public areas or from a portion of the sidewalk abutting the same business premises as permitted uses.

PROPOSAL NOS. 367-372, 1981. Rezoning Ordinances certified from the Metropolitan Development Commission on July 31, 1981. Council consent was given by unanimous voice vote. Proposal Nos. 367-372, 1981, were retitled REZONING ORDINANCE NOS. 94-99, 1981, respectively, and read as follows:

**REZONING ORDINANCE NO. 94, 1981 81-Z-83 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12**

2359 NORTH LELAND AVENUE, INDIANAPOLIS

Bible Study Chapel, by John J. Curran, requests rezoning of 1.00 acre, being in I-2-U district, to SU-1 classification, to provide for church use.

**REZONING ORDINANCE NO. 95, 1981 81-Z-84 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13**

8405 BROOKVILLE ROAD, INDIANAPOLIS

Frank V. and Naomi R. Conway, by Paul S. Mannweiler, requests rezoning of 4.28 acres, being in A-2 district, to I-2-S classification, to provide for industrial use of a small office with a warehouse.

**REZONING ORDINANCE NO. 96, 1981 81-Z-86 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 3**

7806 RUCKER ROAD, INDIANAPOLIS

Jeff F. and Margaret Armacost request rezoning of 0.44 acre, being in SU-1 district, to D-2 classification, to provide for residential use.

**REZONING ORDINANCE NO. 97, 1981 81-Z-87 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25**

1209 EAST STOP 12 ROAD, INDIANAPOLIS

The Metropolitan Development Commission, by J. Nicholas Shelly, Administrator, Division of Planning and Zoning, requests rezoning of 6.24 acres, being in DP district, to A-2 classification, to provide for agricultural use.

**REZONING ORDINANCE NO. 98, 1981 81-Z-88 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 20**

2815 SOUTH PENNSYLVANIA STREET, INDIANAPOLIS

Board of School Commissioners of the City of Indianapolis and Huntington, Wade & Associates, Inc., by E. Nay Bentley, request rezoning of 3.91 acres, being in SU-2 district, to C-1 classification, to provide for office use.

**REZONING ORDINANCE NO. 99, 1981 81-Z-89 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 24**

3102 EAST EPLER AVENUE, INDIANAPOLIS

Jerry and Binda L. Baxter, by Jerald L. Miller, request rezoning of 3.89 acres, being in D-1 district, to D-12 classification, to provide for the construction of double-housing units.

SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 331, 1981. Councillor McGrath stated that this proposal appropriates \$200,000 for the Department of Transportation to construct streets, curbs and sidewalks in the Broadway Park II area. He announced that the Transportation Committee recommended passage by a vote of 6-0. These funds are Community Development Funds and may only be used in residential neighborhoods in strategy areas. The Council recessed to a Committee of the Whole for Public Hearing at 8:07 p.m., and reconvened at 8:08 p.m. Councillor McGrath moved, seconded by Councillor Howard, for adoption. Proposal No. 331, 1981, was adopted on the following roll call vote; viz:

24 YEAS: Dr. Borst, Mr. Boyd, Mr. Campbell, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NAYS

5 NOT VOTING: Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Jones, Mr. Schneider

Proposal No. 331, 1981, was retitled FISCAL ORDINANCE NO. 73, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 73, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980) and appropriating an additional Two Hundred Thousand dollars (\$200,000) in the Transportation General Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing Community Development Funds to construct streets, curbs and sidewalks in the Broadway PK II NSA.

SECTION 2. The sum of Two Hundred Thousand dollars (\$200,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF TRANSPORTATION	TRANSPORTATION GENERAL FUND
21. Contractual Services	<u>\$ 200,000</u>
Total Increase	<u>\$ 200,000</u>

SECTION 4. The said additional appropriations are funded by the following reductions:

DEPARTMENT OF TRANSPORTATION	TRANSPORTATION GENERAL FUND
Unappropriated and Unencumbered Transportation General Fund	<u>\$ 200,000</u>
Total Reduction	<u>\$ 200,000</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

SPECIAL ORDERS, UNFINISHED BUSINESS

PROPOSAL NO. 284, 1981. Councillor Brinkman stated that this proposal changes the personnel compensation schedule of the Washington Township Trustee. It was Amended in Committee on July 14, 1981, and Tabled in Council on July 20, 1981, until further study could be made to check the legality of demoting the Fire Chief. Councillor Brinkman announced that the City Legal Division and Mr. Robert G. Elrod, General Counsel, have stated that the action taken by the Township Board is in line with State law. After discussion, Councillor Brinkman moved, seconded by Councillor Howard, for adoption. Proposal No. 284, 1981, As Amended, was adopted on the following roll call vote; viz:

15 YEAS: *Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. McGrath, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mr. Tintera*

14 NAYS: *Mr. Boyd, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Stewart, Mr. Strader, Mr. Vollmer, Mr. West*

Proposal No. 284, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 74, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 74, 1981

A GENERAL ORDINANCE amending the City-County General Ordinance No. 36, 1980, authorizing changes in the personnel schedule of the Washington Township Trustee's Office.

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

SECTION 1. Section 9 of City-County General Ordinance No. 36, 1980, be, and is hereby amended by deleting the crosshatched portions and adding the underlined amounts as follows:

Position	Number of Personnel	Annual Rate of Compensation	Total Compensation
Township Trustee	1	13,625	13,625
Township Clerk	1	12,000	12,000
Advisory Bd. Members	3	1,100	3,300
Senior Court Clerk	1	<u>11,500</u>	<u>11,500</u>
<u>Asst. Township Clerk</u>	<u>1</u>	<u>9,500</u>	<u>9,500</u>
Clerks for Small Claims Court	1 <u>2</u>	9,500	11,281,500 <u>19,000</u>
Part-time Clerk-typist for Small Claims Court		4,600	4,600
Judge for Small Claims Court	1	16,000	16,000
FIRE DEPARTMENT PERSONNEL			
Fire Chief	1	21,957	21,957
Asst. Chief	1 <u>5</u>	20,050	80,200 <u>100,250</u>
Captain	5	18,735	93,675
Lieutenant	11	17,816	195,976
Chauffeurs	27	17,241	465,507
Privates	8	15,386	123,088
Probationary	4	12,199	48,796
Mechanic	1	16,500 <u>17,241</u>	16,500 <u>17,241</u>
Secretary	1	9,500	9,500
Extra Compensation for Paramedics	(13)	1,500	19,500
Total Year Longevity		30,600	30,600
Paid Holidays (6 at \$30 for 18 men)		3,240	3,240
POOR RELIEF PERSONNEL			
Suprs. of Investigation	1	12,000	12,000
Investigators (full time)	4	9,500	38,000
Investigators (Part time)		4,750	<u>4,750</u>
TOTAL	117 <u>78</u>		11,241,312 <u>1,273,605</u>

SECTION 2. This ordinance shall be in full force and effect retroactive to March 1, 1981, for the position of Assistant Chief, and June 1, 1981, for the Senior Court Clerk, Assistant Township Clerk, and Mechanic, after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 296, 1981. Councillor Tintera stated that this proposal amends Special Ordinance No. 21, 1980, approved by the City-County Council on September 8, 1980, authorizing \$550,000 Economic Development First Mortgage Revenue Bonds, Series 1980, for Daval Carbide Tool & Die Corporation. This proposal will permit Daval to substitute, in place of the original tract and buildings located at 8640 Brookville Road, an adjoining 5,097 acre tract of land (8634 Brookville Road) including an existing 30,000 square foot building. The substitution will require the amendment of the Loan Agreement, as well as the Mortgage and Indenture of Trust to substitute the tracts of real estate, and the Trustee and purchaser of the bonds have agreed to the substitution. The Economic Development Committee recommended passage by a vote of 3-0-1. Councillor Tintera then moved, seconded by Councillor Gilmer, the following motion:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 296, 1981, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 296, 1981, Committee Recommendations".

s/Councillor Tintera

Council consent was given. After discussion, Councillor Tintera moved, seconded by Councillor Gilmer, for adoption. Proposal No. 296, 1981, As Amended, was adopted on the following roll call vote; viz:

29 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

Proposal No. 296, 1981, As Amended, was retitled SPECIAL ORDINANCE NO. 23, 1981, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 23, 1981

A SPECIAL ORDINANCE authorizing the amendment of a Loan Agreement dated as of August 1, 1980, between the City of Indianapolis, Indiana, and Daval Carbide Tool & Die Corp. and a Mortgage and Indenture of Trust dated as of August 1, 1980, among Daval Carbide Tool & Die Corp., the City of Indianapolis, Indiana, and the Indiana National Bank, as Trustee.

WHEREAS, Daval Carbide Tool & Die Corp. desires to amend the Project description to be financed with the proceeds of the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1980 (Daval Carbide Tool & Die Corp. Project), to substitute in place of the original tract and buildings, located at 8640 Brookville Road, an adjoining 5.097 acre tract of land including an existing 30,000 square foot building already constructed thereon including machinery and equipment to be used for design and manufacture of tools, dies, plastic injection molds and dies as well as distribution of diamond wheels, borazon wheels and related items to be located at 8634 Brookville Road, Indianapolis, Indiana (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on April 15, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the Amendments comply with the purposes and provisions of Indiana Code 18-6-4.5 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Amendment to Loan Agreement and of the Amendment to Mortgage and Indenture of Trust, by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. The form of Amendment to Loan Agreement amending the Loan Agreement dated as of August 1, 1980, between the City of Indianapolis, Indiana, and Daval Carbide Tool & Die Corp., presented to this meeting and attached hereto is hereby approved.

SECTION 2. The form of Amendment to Mortgage and Indenture of Trust amending the Mortgage and Indenture of Trust dated as of August 1, 1980, among Daval Carbide Tool & Die Corp., the City of Indianapolis, Indiana, and The Indiana National Bank, as Trustee, presented to this meeting and attached hereto is hereby approved.

SECTION 3. The Mayor and City Clerk are hereby authorized to execute and deliver such Amendment to Loan Agreement and such Amendment to Mortgage and Indenture of Trust.

SECTION 4. This ordinance shall be in full force and effect from and after compliance with procedure required by Indiana Code 18-4-5-2.

PROPOSAL NO. 279, 1981. This proposal changes the composition of the insurance review committee and establishes an ex officio subcommittee to review employee benefits. Councillor Dowden stated that this proposal deletes from the original ordinance the representatives from Health and Hospital Corporation, Airport Authority, and Library Board, because these municipal corporations are governed by boards with more authority than the Insurance Review Committee. This proposal reflects persons participating in the programs, i.e., Sheriffs Department, Welfare Department, as well as representatives from different unions to be included. Councillor Dowden reported that this proposal was amended in the Administration Committee, and he made the following motion:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 279, 1981, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 279, 1981, Committee Recommendation".

s/Councillor Dowden

Council consent was given. Councillor Rhodes moved, seconded by Councillor Brinkman, the following motion from the floor:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 279, 1981, be amended as follows: In Section 1, Line 9, insert the words, "the president of the Marion County Assessors Association", and in Section 4, Line 16 and 17, strike the words, "the president of the Marion County Assessors Association".

s/Councillor Rhodes

Council consent was given to the amendment. Councillor Rhodes then moved, seconded by Councillor Brinkman, for adoption. Proposal No. 279, 1981, As Amended, was adopted on the following roll call vote; viz:

29 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

Proposal No. 279, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 75, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by amending Sec. 2-287 which deals with the Insurance Review Committee.

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

SECTION 1. Section 2-287 of Division 2 of Article VII of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 2-287. Created; composition.

There is hereby established an insurance review committee for the consolidated government. The committee shall be composed of the city controller, the city-county purchasing agent, the director of administration, the county treasurer, the county auditor, an attorney assigned by the corporation counsel, the president of the Marion County Assessors Association ~~the president of the Marion County Assessors Association~~, the director of the county welfare department, the county sheriff or their duly appointed representatives, and the chairman of the city-county council standing committee on administration, ex officio. ~~the president of the Marion County Assessors Association~~

SECTION 2. Section 2-290 of Division 2 of Article VII of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 2-290. Records of insurance and surety bonds.

The ~~Director's~~ Director's office of the Department of Administration shall compile and maintain accurate records of all insurance and surety bonds purchased by or for the city and county and any of their officers or employees. ~~the Director's office of the Department of Administration shall compile and maintain accurate records of all insurance and surety bonds purchased by or for the city and county and any of their officers or employees.~~

SECTION 3. Section 2-291 of Division 2 of Article VII of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by deleting the words crosshatched as follows:

Sec. 2-291. Review of insurance.

The insurance review committee shall review insurance and surety bond coverage for all officers, agents, employees, departments and agencies of city and county government. ~~All officers and agencies of city and county government shall furnish complete information to the insurance review committee respecting all insurance and surety bond coverage.~~

SECTION 4. Section 2-293 of Division 2 of Article VII of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by repealing the existing section 2-293 and adding a new section 2-293 to read as follows:

Sec. 2-293. Selections; recommendations.

(a) The insurance review committee shall determine, subject to the approval of the Mayor and the City-County Council, the appropriate kind, amount, coverage, acquisition, and consolidation of the insurance and surety bonds of those governmental departments and officials subject to the insurance review committee.

(b) The insurance review committee may designate an ex officio subcommittee composed of the secretary of the insurance review committee, the president of the Indianapolis professional firefighters union local 416, the president of the Indianapolis police department FOP 86, the presidents of AFSCME locals 725, 1831, 1887, and 3131, or their duly appointed representatives. The ex officio subcommittee shall review and make recommendations to the insurance review committee as to pensions, medical and life insurance for employees, and other such related employee benefits.

SECTION 5. (a) 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. (b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 6. 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 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 7. This ordinance shall be in effect from and after its passage by the council and compliance with IC 18-4-5-2.

PROPOSAL NO. 281, 1981. This proposal amends the Code which regulates dealers in secondhand goods. Councillor Dowden stated that the Administration Committee had recommended passage by a vote of 3-0, however, after the Committee meeting it was learned that this ordinance would affect small hobby groups coming to the City for weekend shows. This ordinance would require the purchase of a license for a weekend flea market in order that persons could sell used equipment. Councillor Dowden made a motion to send Proposal No. 281, 1981, back to Committee for further study by the City Controller and City Legal Division. Council consent was given.

PROPOSAL NO. 340, 1981. This proposal was introduced at this session of Council by Councillor Tintera. Proposal No. 340, 1981, approves and authorizes certain actions and proceedings with respect to Economic Development Bonds in the amount of \$4,500,000 for Tippman and Associates. Councillor Gilmer was the Chairman at that Committee meeting and he reported that this proposal was heard by the Economic Development Committee and was recommended for passage by a vote of 3-0-1. Councillor Gilmer stated that this facility will be used for cold

storage warehousing and food processing and distribution. The project costs includes \$361,000 for land acquisition, \$3,311,000 for acquisition of the buidings, \$513,000 for equipment, and \$315,00 for incidental costs. Councillor Gilmer moved, seconded by Councillor Brinkman, for adoption. Proposal No. 340, 1981, was adopted on the following roll call vote; viz:

25 YEAS: *Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Boyd, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

NO NAYS

4 NOT VOTING: *Mr. Clark, Mr. Cottingham, Mr. Rhodes, Mr. Schneider*

Proposal No. 340, 1981, was retitled SPECIAL RESOLUTION NO. 60, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 60, 1981

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 18-6-4.5 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities, and said facilities to be either sold or leased to a developer or directly owned by a developer or leased or subleased to Users; and

WHEREAS, Tippman & Associates, an Indiana General Partnership (the "Developer"), has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, construct and equip certain economic development facilities and sell or lease the same to the Developer or loan the proceeds of an economic development financing to the Developer for the same, said economic development facility to be the acquisition, renovation and equipping of a 143,000 square foot building, which will be used for cold storage and food processing and will be leased to Interstate Cold Storage Corp. (the "User"), and the machinery and equipment to be installed therein to be located at 4001 West Minnesota Street, Indianapolis, Indiana, on an approximate 7.0 acre tract of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 15 additional jobs at the end of one year and 35 additional jobs at the end of three years) to be achieved by the acquisition, renovation, equipping and leasing of the Project will be of public benefit to the health, safety and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing and leasing of the Project would be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, the acquisition, equipping and renovation and leasing of the facilities will not have an adverse competitive effect on any similar facility already constructed or operating in or about Indianapolis, Indiana; now therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Indianapolis, Indiana, and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said City take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said City.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the City ("Issuer") in an amount not to exceed \$4,500,000 under the Act to be privately placed for the acquisition, renovation and equipping of the Project and the sale or leasing of the Project to Tippman & Associates, an Indiana General Partnership (the "Developer"), or the loaning of the proceeds of such financing to the Developer for such purposes will serve the public purposes and the leasing of the Project to Interstate Cold Storage Corp. (the "User") will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Developer to proceed with the acquisition, renovation, equipping and leasing of the Project, the City-County Council hereby finds, determines, ratifies, and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Developer; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Developer of moneys expended by the Developer for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the City will thereafter either lease the same to the Developer or loan the proceeds of such financing to the Developer for the same purpose or sell the same to the Developer.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 297, 1981. Councillor Tintera stated that this proposal is an advisory resolution to the Hospital Authority of Marion County regarding a proposed Hospital Authority Revenue Bond issue. This proposal was heard in Council on July 20, 1981, and sent back to the Committee for further study. The Economic Development Committee on July 31, 1981, recommended "Do Pass As Amended" by a vote of 3-0-1. Councillor Tintera then made the following motion:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 297, 1981, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 297, 1981, Committee Recommendation".

s/Councillor Tintera

Councillor Brinkman seconded the motion. Council consent was given. After discussion, Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 297, 1981, As Amended, was adopted on the following roll call vote; viz:

17 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Cottingham, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

12 NAYS: Mr. Campbell, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Holmes, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Page, Mr. Schneider, Mrs. Stewart

Proposal No. 297, 1981, As Amended, was retitled SPECIAL RESOLUTION NO. 61, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 61, 1981

A SPECIAL RESOLUTION rendering advice to the Hospital Authority of Marion County regarding financing for the Metropolitan Health Council of Indianapolis, Inc., d/b/a Metro-Health Plan.

WHEREAS, the City-County Council of the City of Indianapolis, Indiana, by City-County General Resolution No. 4, 1979, adopted June 4, 1979, created the Hospital Authority of Marion County (hereinafter "Authority") pursuant to the provisions of the Indiana Hospital Authority Act (IC 1971, 5-1-4-1 et seq. as amended); and

WHEREAS, the Judge of the Circuit Court of Marion County, Indiana, duly appointed directors to the Authority, who, after taking their respective oaths of office and qualifying held various organizational meetings; and

WHEREAS, the directors of the Authority pursuant to their By-Laws, adopted Rules of Procedure which provide in part that "Prior to the Authority finally authorizing any bond issue, the Authority will seek an advisory resolution from the Indianapolis City-County Council"; and

WHEREAS, the Authority has investigated a request from The Metropolitan Health Council of Indianapolis, Inc., d/b/a Metro-Health Plan (hereinafter "Metro"), for the Authority to issue its tax exempt bonds in the approximate principal amount of Two Million Dollars (\$2,000,000) to be used by Metro for the proposed project principally consisting of the acquisition of a 4.0 acre site at approximately 2600 East Ruth Drive (the "Site"); the construction thereon of a 31,750 square foot, two-story, structure for use as a health maintenance organization ("HMO") medical clinic facility (to replace Metro-Health Plan's existing Metro-Meadows clinic at 3000 Meadows Parkway), and parking and other facilities essential and convenient for the orderly operation of such clinic; and the equipping of such clinic with equipment, machinery and other similar items necessary and convenient for the operation of the clinic in the manner for which its use is intended (the "Project"); now, therefore:

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

SECTION 1. It is hereby found that the issuance by the Hospital Authority of Marion County of its tax exempt bonds in the principal amount of Two Million Dollars (\$2,000,000) for the Metropolitan Health Council of Indianapolis, Inc., d/b/a Metro-Health Plan, is for the benefit of the people of Marion County, Indiana, the increase of said people's commerce, welfare and prosperity and the improvement of their health and living conditions; and

SECTION 2. The City-County Council of the City of Indianapolis, Marion County, Indiana, hereby recommends to the Hospital Authority of Marion County, the approval of the foregoing financing; and

SECTION 3. The Clerk of the City-County Council is hereby instructed to transmit a copy of this Special Resolution to the President of the Hospital Authority of Marion County.

PROPOSAL NO. 302, 1981. This proposal changes parking restrictions on a portion of Stevens Street. Councillor McGrath reported that the Transportation Committee recommended passage by unanimous vote. He then moved, seconded by Councillor Howard, for adoption. Proposal No. 302, 1981, was adopted on the following roll call vote; viz:

26 YEAS: *Dr. Borst, Mr. Boyd, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Vollmer, Mr. West*

NO NAYS

3 NOT VOTING: *Mrs. Brinkman, Mr. Rader, Mr. Tintera*

Proposal No. 302, 1981, was retitled GENERAL ORDINANCE NO. 76, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", changing parking restrictions on Stevens Street.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 271, Stopping, Standing and Parking prohibited at designated locations on certain days and hours, be and the same is hereby amended by the deletion of the following, to wit:

**ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS**

**FROM 6:00 a.m. to 9:00 a.m. and
FROM 3:00 p.m. to 6:00 p.m.**

Stevens Street, on the south side, from East Street to Noble Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 326, 1981. This proposal transfers \$93,000 for Central Data Processing to purchase software for security and telephone systems. Councillor Brinkman explained that the transfer was necessary to purchase software packages to implement a security system for maintenance and control of access to the computer terminals and files. In addition, this transfer allows for the purchase of five sets of Arthur Anderson Method I manuals, which consists of seven volumes per set, for use by the Central Data Processing staff. With the implementation of the new Dimension Telephone System, Indiana Bell will only provide one billing for the Building, which will then be broken down by CDP for each department/agency. Mr. Bubala, Director of Central Data Processing, was present for questioning. Following discussion, Councillor Brinkman moved, seconded by Councillor Howard, for adoption. Proposal No. 326, 1981, was adopted on the following roll call vote; viz:

- 22 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*
- 6 NAYS: *Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Holmes, Mr. Jones, Mrs. Nicekl*
- 1 NOT VOTING: *Mrs. Parker*

Proposal No. 326, 1981, was retitled FISCAL ORDINANCE NO. 74, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980) transferring and appropriating Ninety-three Thousand dollars (\$93,000) in the County General Fund for purposes of the Central Data Processing and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.04 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of purchasing software packages for security systems, telephone systems and other purposes to be charged back to users.

SECTION 2. The sum of Ninety-three Thousand dollars (\$93,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

CENTRAL DATA PROCESSING	COUNTY GENERAL FUND
21. Contractual Services	<u>\$ 93,000</u>
TOTAL INCREASE	<u>\$ 93,000</u>

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

CENTRAL DATA PROCESSING	COUNTY GENERAL FUND
22. Supplies	\$ 25,000
24. Current Charges	\$ 44,000
50. Properties	\$ 24,000
TOTAL REDUCTION	\$ 93,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 327, 1981. This proposal transfers \$6,200 for the Marion County Sheriff for a canopy to cover gas pumps. Councillor West stated that the Public Safety and Criminal Justice Committee recommended passage by a vote of 5-1-1, with the stipulation that this item be put out for bid. Councillor West noted that the Sheriff had requested this canopy to provide better lighting and also for protection for those using the pumps during inclement weather. Councillor Jones moved to Strike Proposal No. 327, 1981, seconded by Councillor Borst. Councillor West moved, seconded by Councillor Hawkins, to send Proposal No. 327, 1981, back to the Committee. Following discussion, Councillor West's motion failed on the following roll call vote; viz:

12 YEAS: Mr. Boyd, Mr. Campbell, Mr. Cottingham, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. Page, Mr. Rhodes, Mr. Schneider, Mr. Vollmer, Mr. West

16 NAYS: Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera

1 NOT VOTING: Mrs. Coughenour

President SerVaas then called for a voice vote on Councillor Jones' motion to Strike. Proposal No. 327, 1981, was Stricken by consent of the Council.

PROPOSAL NO. 328, 1981. This proposal transfers \$10,000 for the Dog Pound Division to repair the electrical wiring. Councillor West stated that the Public Safety and Criminal Justice Committee recommended passage by a vote of 7-0. Councillor West moved, seconded by Councillor Tintera, for adoption. Proposal No. 328, 1981, was adopted on the following roll call vote; viz:

23 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West

5 NAYS: Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mrs. Journey, Mr. Strader

1 NOT VOTING: Mr. Schneider

Proposal No. 328, 1981, was retitled FISCAL ORDINANCE NO. 75, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980) transferring and appropriating Ten Thousand dollars (\$10,000) in the Consolidated County Fund for purposes of the Department of Public Safety, Dog Pound Division, and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds to repair the electrical wiring in the Dog Pound.

SECTION 2. The sum of Ten Thousand dollars (\$10,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPT. OF PUBLIC SAFETY	CONSOLIDATED
DOG POUND DIVISION	COUNTY FUND
21. Contractual Services	\$ 10,000
Total Increase	\$ 10,000

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

DEPT. OF PUBLIC SAFETY	CONSOLIDATED
DOG POUND DIVISION	COUNTY FUND
10. Personal Services	\$ 10,000
Total Reduction	\$ 10,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 329, 1981. This proposal changes speed limit controls on East 21st Street. Councillor McGrath reported that the Transportation Committee recommended passage by a vote of 6-0. Councillor McGrath moved, seconded by Councillor Howard, for adoption. Proposal No. 329, 1981, was adopted on the following roll call vote; viz:

24 YEAS: Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NAYS

5 NOT VOTING: Mr. Boyd, Mr. Clark, Mr. Durnil, Mr. Jones, Mrs. Parker

Proposal No. 329, 1981, was retitled GENERAL ORDINANCE NO. 77, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 77, 1981

A GENERAL ORDINANCE changing the speed limits on East 21st Street. (Amends Code Sec. 29-136).

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

SECTION 1. he "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following to wit:

21st Street from Shadeland Avenue to Mitthoefer Road, 35 MPH

21st Street from Mitthoefer Road to Marion County Line, 40 MPH

SECTION 2. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 330, 1981. This proposal transfers \$30,000 for the Parking Meter Division to replace some meters that cannot be converted to the new rate. Councillor McGrath stated that there were 500 new meter heads at \$60 each to be purchased with this transfer of funds. The Transportation Committee recommended passage by a vote of 5-1. Councillor McGrath moved, seconded by Councillor Tintera, for adoption. Proposal No. 330, 1981, was adopted on the following roll call vote; viz:

20 YEAS: Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West

8 NAYS: Dr. Borst, Mr. Boyd, Mr. Campbell, Mr. Hawkins, Mrs. Journey, Mr. Page, Mr. Schneider, Mr. Strader

1 NOT VOTING: Mrs. Nickell

Proposal No. 330, 1981, was retitled FISCAL ORDINANCE NO. 76, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 76, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980) transferring and appropriating Thirty Thousand dollars (\$30,000) in the Parking Meter Fund for purposes of the Department of Transportation, Parking Meter Division, and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds to purchase parking meters to replace some existing meters which cannot be converted to the new rate schedule.

SECTION 2. The sum of Thirty Thousand dollars (\$30,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPT. OF TRANSPORTATION	PARKING METER
PARKING METER DIVISION	FUND
50. Properties	<u>\$ 30,000</u>
Total Increase	<u>\$ 30,000</u>

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

DEPT. OF TRANSPORTATION	PARKING METER
PARKING METER DIVISION	FUND
21. Contractual Services	<u>\$ 30,000</u>
Total Reduction	<u>\$ 30,000</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 333, 1981. This proposal changes various intersection controls. Councillor McGrath stated that the Transportation Committee amended this proposal and recommended it for passage by a vote of 6-0. Councillor McGrath made the following motion:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 333, 1981, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 333, 1981, Committee Recommendation".

s/Councillor McGrath

Council consent was given. Councillor Rhodes, upon the request of the neighborhood association in the area, made the following motion:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 333, 1981, Committee Recommendations, by deleting the following:

Section 1

<u>Base Map</u>	<u>Intersection</u>	<u>Preferential</u>	<u>Type of Control</u>
19, Pg. 2	Arthington Blvd. & 38th St. N.Dr.		4-Way Stop

Section 2

19, Pg. 2	Arthington Blvd. & 38th St. N.Dr.	Arthington Blvd.	Stop
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s/Councillor Rhodes

Council consent was given. Councillor McGrath moved, seconded by Councillor Rhodes, for adoption. Proposal No. 333, 1981, As Amended, was adopted on the following roll call vote; viz:

28 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Titnera, Mr. Vollmer, Mr. West

NO NAYS

1 NOT VOTING: Mr. Jones

Proposal No. 333, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 78, 1981, and it reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 78, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by providing for intersection controls at certain intersections. (Amends Code Section 29-92)

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg. 2	Arthington Blvd. & 39th St.		4-Way Stop
19, Pg. 2	Arthington Blvd. & 41st St.		4-Way Stop
19, Pg. 6	40th St. & Drexel Av.		3-Way Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of Intersection Controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
19, Pg. 2	Arthington Blvd. & 39th St.	Arthington Blvd.	Stop
19, Pg. 2	Arthington Blvd. & 41st St.	Arthington Blvd.	Stop
19, Pg. 6	40th St. & Drexel Av.	Drexel Av.	Stop

SECTION 3. Violation of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County, Indiana", for violations of the section amended by this ordinance.

SECTION 4. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 334, 1981. This proposal establishes a 30 mph speed limit on Payne Road. Councillor McGrath stated that this is a heavily traveled street and the traffic needs to be slowed down. Councillor McGrath reported that the Transportation Committee recommended passage by a vote of 6-0. He then moved, seconded by Councillor Gilmer, for adoption. Proposal No. 334, 1981, was adopted on the following roll call vote; viz:

26 YEAS: *Dr. Borst, Mr. Boyd, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

1 NAY: *Mrs. Brinkman*

2 NOT VOTING: *Mr. Clark, Mr. Schneider*

Proposal No. 334, 1981, was retitled GENERAL ORDINANCE NO. 79, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by establishing a 30 mph speed limit on Payne Road from 79th Street to 86th Street. (Amends Code Sec. 29-136)

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

Payne Road, from 79th Street to 86th Street, 30 mph

SECTION 2. This ordinance shall be in full force and effect after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 335, 1981. This proposal changes the name of the Marion County Data Processing Board to Information Services Board. Councillor Brinkman explained that some of the things done by the Board do not deal only with data processing. She stated that the Committee had made technical amendments to this proposal and requested that the "Committee Recommendations" version be substituted for the introduced version. Council consent was given. Following discussion, Councillor Brinkman moved, seconded by Councillor Hawkins, for adoption. Proposal No. 335, 1981, As Amended, was adopted on the following roll call vote; viz:

15 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Hawkins, Mr. Holmes, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mr. Rhodes, Dr. SerVaas, Mr. Tintera, Mr. Vollmer, Mr. West*

13 NAYS: *Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Jones, Mrs. Journey, Mrs. Parker, Mr. Rader, Mr. Schneider, Mrs. Stewart, Mr. Strader*

1 NOT VOTING: *Mr. Howard*

Proposal No. 335, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 80, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 80, 1981

A GENERAL ORDINANCE amending Chapter 2, Article VI of the "Code of Indianapolis and Marion County, Indiana", by changing the functions and name of the Marion County Data Processing Board and the functions and name of the Central Data Processing Agency.

WHEREAS, the term "data processing" does not accurately describe the type nor encompass the scope of activities which occupy the Marion County Data Processing Board or Central Data Processing Agency; and,

WHEREAS, increasing sophistication and rapid advancement in technology may further increase the potential for City and County use of automated information systems; and,

WHEREAS, the Marion County Data Processing Agency is primarily a service-oriented agency, which serves various City and County offices; and,

WHEREAS, future needs may dictate that a distributive data processing approach may be deemed preferable to central data processing; now, therefore:

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

SECTION 1. Section 2-238 of Article VI of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Article VI. ~~Central Data Processing Agency~~ Information Services Agency
Sec. 2-238. Definitions.

(As used in the article the following terms shall have the meanings ascribed to them:)

(a) Board means the Marion County ~~With Employees Board~~ Information Services Board.

(b) Director means the director of the ~~Central Data Processing~~ Information Services Agency.

(c) ~~CDDP~~ ISA means the ~~Central Data Processing~~ Information Services Agency of Indianapolis and Marion County.

(d) Council means the City-County Council of Indianapolis and Marion County.

(e) Subject Agencies means any/all agencies, officers, offices, boards, commissions, divisions and departments of the City of Indianapolis, of the County of Marion, township assessors in Marion County, and any court or prosecutor funded by Marion County.

SECTION 2. Subsection (a) of Section 2-239 of Article VI of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 2-239. Board Created; member; compensation.

(a) There is hereby created the Marion County ~~Data Processing~~ Information Services Board which shall consist of the following persons, who shall be appointed for the following terms:

SECTION 3. Section 2-240 of Article VI of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched:

Sec. 2-240. Powers and duties.

The board shall have the following powers and duties; provided, however, no power or duty herein prescribed shall in any way be permitted to derogate the powers, duties or responsibilities of any elected official:

(a) To determine the means of financing any ~~data processing~~ information services, subject to the approval of the council where applicable, and to fix rates and formulas for invoicing user agencies for ~~data processing~~ information services rendered;

(b) To review and approve all ~~information~~ information budgets, operating systems, contracts and expenditures for ~~information~~ information services, equipment purchase, rent or lease, consultants, management or technical personnel studies programs and ~~information~~ information materials or supplies for any and all subject agencies;

(c) To conduct studies and evaluations of any and all ~~information~~ information needs and current systems operating in the subject agencies;

(d) To contract for technical and specialized assistance in administering its duties;

(e) To require annual ~~information~~ information services plans and resources inventories from all subject agencies;

(f) To develop, maintain and communicate ~~information~~ information services policy and administrative procedures for the entities within the subject agencies and an ~~information~~ information services master plan for all subject agencies;

(g) To develop, maintain, and distribute personnel job descriptions and salary level recommendations for the director and for ~~information~~ information services staff of ~~CDDP~~ ISA or subject agencies, and to approve all technical positions therein, in conjunction with the department of administration of the city, where applicable;

(h) To employ or retain by personal services contract a director for the central ~~DATA PROCESSING~~ information services agency, who shall have such duties as established herein, to serve at the pleasure of the board;

(i) To promulgate rules and regulations for the efficient administration of its policies and procedures for the subject agencies;

(j) To develop and oversee adherence to standards for privacy of personally identifiable confidential ~~DATA~~ information and security of systems and records;

(k) To delegate any functions to the director, subject to review by the board.

SECTION 4. Section 2-242 of Article VI of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 2-242. Director-Qualifications; responsibilities generally.

The board shall employ or retain by personal services contract a director. The director shall meet with the board as a nonvoting member. The director shall have such qualifications and experience as set by the board. The director shall be the senior administrator of the ~~DATA/PROCESSING~~ information services agency (ISA) and shall act as technical advisor and provide staff support for the board in its deliberations. The director shall have the authority and responsibility to act for the board in its name on a daily operational basis when the board is not in session, but all such action shall be subject to the review of the board.

SECTION 5. Section 2-243 of Article VI of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 2-243. Same-Power and duties.

The director shall have the following additional specific duties:

(a) To review ~~DATA/PROCESSING~~ information services activities, operations, requests and technical personnel of the subject agencies and provide recommendations on same to the subject agency or board; to oversee the overall management of ~~DATA/PROCESSING~~ information services activities which are subject to this article;

(b) To receive and review with comment and recommendations all reports, requests and documents for the board;

(c) To communicate for and on behalf of the board with the subject agencies, other governmental units, and the private sector when the board is not in session;

(d) To receive budget proposals for ~~DATA/PROCESSING~~ information services and operations ~~DATA/PROCESSING~~ for agencies of the consolidated city, the county, the courts and other subject agencies and to assist the board in review and evaluation of the budgets prior to their submission to the city-county council;

(e) To review all contracts for ~~DATA/PROCESSING~~ information services, equipment lease, rent or purchase, materials, supplies, consultants, technical personnel, studies or programs for the subject agencies, including specifically, ~~DATA/PROCESSING~~ ISA and submit same with comment and recommendations to the board for its action;

(f) To coordinate the preparation of a master plan for ~~DATA/PROCESSING~~ information services operations for all subject agencies, within the direction given from the board;

(g) To implement all administrative rules and regulations promulgated by the board.

SECTION 6. Section 2-244 of Article VI of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and by deleting the words crosshatched:

Sec. 2-244. Board approval required for services.

No subject agency, as defined in Section 2-238 herein, or officer, employee or agent thereof, shall, after September 7, 1978, purchase, lease, rent or contract for the use of any data processing services, equipment, materials, supplies, data processing studies, programs, technical personnel or consultants without first obtaining written approval of the board.

No subject agency, as defined in Section 2-238 herein, or officer, employee or agent thereof, shall, after August 31, 1981, purchase, lease, rent or contract for the use of any information services, equipment, materials, supplies, information services studies, programs, technical personnel or consultants without first obtaining written approval of the board. Any such purchase, lease, rental or contract entered into by a subject agency without the prior written approval of the board shall be voidable at the option of the board.

SECTION 7. Section 2-246, 2-247, 2-248 and 2-249 of Article VI of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", are hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 2-246. ~~IC 18-3-5-2~~ Information services agency created.

There is created the ~~Marion County~~ information services agency (ISA) which shall be under the policy supervision of the Marion County ~~Board of Public Works~~ Information Services Board through the director. ~~IC 18-3-5-2~~ ISA shall be the functional operating ~~Marion County~~ information services facility for such portions and agencies of local government as the board may prescribe. The board shall approve the organization of ~~IC 18-3-5-2~~ ISA along such lines as are consistent with principles of good management and the provisions of this article.

Sec. 2-247. Duties of director with respect to ~~Marion County~~ information services agency.

~~IC 18-3-5-2~~ ISA shall provide ~~Marion County~~ information services to those local government subject agencies designated by the board according to the direction given by the board and to the master plan for the county as developed by the board in conjunction with the subject agencies, including ~~IC 18-3-5-2~~ ISA. ~~IC 18-3-5-2~~ ISA, subject to the board's direction, shall be the primary provider of services for the city, the county and the courts and shall receive systems and service requests from its users, evaluate same, and submit requests of a type specified by the board to the director for his evaluation and to the board for its approval.

Sec. 2-249. ~~IC 18-3-5-2~~ Information services users committee created; duties; procedure.

There is created a ~~Marion County~~ information services users Committee, which shall be made up of representatives of each city, county, township or other local governmental unit which receives ~~Marion County~~ information services subject to this article. The representative members may be heads of user ~~agencies~~ agencies or technical administrators from user agencies designated by the agency head. The users committee shall be charged with the duty of monitoring the quality and cost of service. The users committee shall meet bimonthly or more frequently if needed. A chairman, vice-chairman and a secretary shall be chosen from among its members, but the office of vice-chairman must be filled by a township assessor as a representative of the various entities receiving services from ~~IC 18-3-5-2~~ ISA. Regular meetings shall be established by the chairman and special meetings shall be called by the chairman whenever three (3) or more user representatives so request, stating the subject matter involved and reason immediate action is necessary. Upon the majority vote of a quorum of the users committee in an official meeting, the users committee may cause the board to meet in a special meeting to hear any items the users committee approves to be agenda items at the special board meeting. The appeal procedure provided by section 2-245 shall also be available to the users committee in the event that such special board meetings held under the provisions of this section do not yield results acceptable to a majority vote of a quorum of a subsequent official users committee meeting. The users committee shall advise the mayor, the city-county council, the director and the board on matters pertaining to the service received and shall recommend changes and suggestions for improvement where thought necessary.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-3-5-2.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:41 p.m.

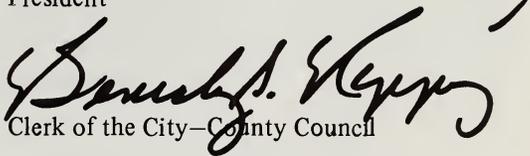
We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the City-County Council of Indianapolis, Marion County, Indiana, held at its Regular Meeting on the 3rd day of August, 1981.

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

ATTEST:



President



Clerk of the City-County Council

(SEAL)