

**CITY—COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, August 31, 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 7:29 p.m., Monday, August 31, 1981. President SerVaas in the Chair. Mr. David Page opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

President SerVaas instructed the Clerk to take the roll. Twenty-eight 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. 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
ABSENT: Mr. Gilmer

CORRECTION OF THE JOURNAL

The Chair called for additions or corrections to the Journal of June 8, 1981. There being no additions or corrections to the Journal, 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 31, 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:

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:

GENERAL ORDINANCE NO. 80, 1981, 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.

SPECIAL ORDINANCE NO. 23, 1981, 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, amend Daval Carbide Tool & Die Corp., the City of Indianapolis, Indiana, and the Indiana National Bank, as Trustee.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

**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 resolution:

FISCAL ORDINANCE NO. 73, 1981, amending the City—County Annual Budget for 1981 (City—County Fiscal Ordinance No. 73, 1980) and appropriating an additional two hundred thousand dollars in the Transportation General Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

FISCAL ORDINANCE NO. 75, 1981, amending the City—County Annual Budget for 1981 (City—County Fiscal Ordinance No. 73, 1980) transferring and appropriating ten thousand dollars in the Consolidated County Fund for purposes of the Department of Public Safety, Dog Pound Division and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 76, 1981, amending the City—County Annual Budget for 1981 (City—County Fiscal Ordinance No. 73, 1980) transferring and appropriating thirty thousand dollars in the Parking Meter Fund for purposes of the Department of Transportation, Parking Meter Division and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 74, 1981, amending the City—County General Ordinance No. 36, 1980, authorizing changes in the personnel schedule of the Washington Township Trustee’s Office.

GENERAL ORDINANCE NO. 75, 1981, amending the “Code of Indianapolis and Marion County, Indiana,” by amending Sec. 2-287 which deals with the Insurance Review Committee.

GENERAL ORDINANCE NO. 76, 1981, amending the "Code of Indianapolis and Marion County, Indiana," changing parking restrictions on Stevens Street.

GENERAL ORDINANCE NO. 77, 1981, amending the "Code of Indianapolis and Marion County, Indiana," by changing the speed limits on East 21st Street.

GENERAL ORDINANCE NO. 78, 1981, amending the "Code of Indianapolis and Marion County, Indiana." by providing for intersection controls at certain intersections.

GENERAL ORDINANCE NO. 79, 1981, 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.

SPECIAL RESOLUTION NO. 60, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

**TO THE 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 resolutions:

SPECIAL RESOLUTION NO. 59, 1981, asking Citizens Gas to intervene to oppose a major rate increase now before the federal government.

SPECIAL RESOLUTION NO. 61, 1981, 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.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

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

PROPOSAL NO. 405, 1981. Councillor Strader introduced this proposal for a Special Resolution concerning the 1981 Back to School Parade. Councillor Strader read the proposal and then moved for its adoption, seconded by Councillor Howard. The motion carried by unanimous voice vote. Proposal No. 405, 1981, was retitled SPECIAL RESOLUTION NO. 62, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 62, 1981

A SPECIAL RESOLUTION concerning the 1981 Back to School Parade.

WHEREAS, the 1981 Back to School Parade provides increased awareness by students and parents of the necessity of a good education; and

WHEREAS, the Parade celebrates the beginning of the 1981-1982 school year; and

WHEREAS, the ongoing theme of this 4th annual parade is "Education - The Life of Learning"; and

WHEREAS, the Parade is sponsored by the Indianapolis Back to School Campaign and co-sponsored by the Indianapolis Recorder, City of Indianapolis, Greater Indianapolis Pride Task Force and Operation Push; and

WHEREAS, the Parade will begin on Saturday, September 5, 1981, at 12:30 p.m., at the corner of North and Pennsylvania Streets in downtown Indianapolis; 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 expresses its support and encourages participation in the 1981 Annual Back to School Parade. The Council further commends the organizations and their members who tirelessly aid the parade each year.

SECTION 2. The Mayor is invited to join with the Council by attaching his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 390, 1981. This proposal was introduced by Councillors Borst, Campbell, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, and West. Councillor Coughenour read the proposal for a Special Resolution regarding waste disposal problems of Marion County and then moved for its adoption, seconded by Councillor Miller. The motion carried by unanimous voice vote. Proposal No. 390, 1981, was retitled SPECIAL RESOLUTION NO. 63, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 63, 1981

A SPECIAL RESOLUTION regarding waste disposal problems of Marion County.

WHEREAS, the City of Indianapolis faces the problem of inadequate facilities to dispose of solid waste and sewage sludge generated within Marion County in an environmentally safe manner; and

WHEREAS, the City, through its Department of Public Works, is responsible for the collection and disposal of solid waste and sewage sludge; and

WHEREAS, the City, through the Board of Public Works, is empowered to design, finance, construct and operate facilities for the environmentally safe disposal of solid waste and sewage sludge; and

WHEREAS, the Department of Public Works and a citizens task force has expended considerable resources in engineering investigations and feasibility studies; 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 supports efforts to solve the long-term solid waste and sewage sludge disposal problem facing the City of Indianapolis by the development of new sanitary landfill capacity within the County and/or by the implementation of the best commercially-proven technology for solid waste and sewage sludge disposal to minimize the future needs for sanitary landfill.

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

INTRODUCTION OF GUESTS

Councillor Coughenour introduced Mr. George Josten, Manager of Resource Recovery, and Mr. William Shively, Engineer, Department of Public Works.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 373, 1981. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,500,000 for the Welfare Department for assistance for dependent children"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 374, 1981. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$35,193 for the Welfare Department for seven new employees for a new Sex Abuse Program"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 375, 1981. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing changes in the personnel schedule of the Pike Township Assessor"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 376, 1981. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$20,000 for the County Auditor from the Crime Control Fund to refund residual grant money"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 377, 1981. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,440,000 for the County Auditor to make payments on unemployment compensation, F.I.C.A., etc."; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 378, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTIUN authorizing proceedings with economic development bonds for WBF Holding, Inc., in the amount of \$200,000." This proposal was heard by the Economic Development Committee on August 20, 1981, and was passed by a vote of 6-0. Councillor Tintera moved that the Rules be suspended in order that this proposal could be voted on in this session of the Council. Consent was given. The President then ruled that this proposal would be voted on under Special Orders, Final Adoption.

PROPOSAL NO. 379, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing proceedings with economic development bonds for Yellow Freight System in the amount of \$6,000,000." This proposal was heard by the Economic Development Committee on August 20, 1981, as was passed by a vote of 6-0. Councillor Tintera moved that the Rules be suspended in order that this proposal could be voted on in this session of the Council. Consent was given. The President then ruled that this proposal would be voted on under Special Orders, Final Adoption.

PROPOSAL NO. 380. 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing issuance of economic development revenue notes for Bright Sheet Metal Co., Inc. in the amount of \$700,000." This proposal was heard by the Economic Development Committee on August 20, 1981, and was passed by a vote of 6-0. Councillor Tintera moved that the Rules be suspended in order that this proposal could be voted on in this session of the Council. Consent was given. The President then ruled that this proposal would be voted on under Special Orders, Final Adoption.

PROPOSAL NO. 381, 1981. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 382, 1981. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Capital Improvements Board of Managers"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 383, 1981. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Indianapolis Airport Authority"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 384, 1981. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Health and Hospital Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 385, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$298 for Superior Court, Civil Division, Room II, for modification of recorder-transcriber units to double capacity of cassettes"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 386, 1981. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE providing for the establishment of rates and charges for the use of the sewerage system"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 387, 1981. Introduced by Councillor Strader. 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. 388, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking restrictions on a portion of Tibbs Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 389, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing speed limits on Emerson Avenue, Raymond Street, and East 56th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 390, 1981. Introduced by Councillor Coughenour and twenty-five other Councillors. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION regarding waste disposal problems of Marion County." This proposal was adopted previously under Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions, and retitled SPECIAL RESOLUTION NO. 63, 1981.

PROPOSAL NOS. 391-395, 1981. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for REZONING ORDINANCES certified from the Metropolitan Development Commission on August 6, 1981"; and the President referred them to the Committee of the Whole to be heard under Special Orders, Final Adoption. [Clerk's Note: Certification was withdrawn on August 28, 1981, by the Division of Planning and Zoning on Proposal No. 395, 1981.]

PROPOSAL NOS. 396-398, 1981. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for a GENERAL ORDINANCE and REZONING ORDINANCES certified from the Metropolitan Development Commission on August 24, 1981"; and the President referred them to the Committee of the Whole to be heard under Special Orders, Final Adoption.

MODIFICATION OF SPECIAL ORDERS

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

PROPOSAL NO. 399, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION rendering advice to the Hospital Authority regarding financing for Fairbanks Hospital"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 400, 1981. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$950,000 for the Central Equipment Management Division in order to maintain the current level of operations and to purchase police vehicles"; and the President referred it to the Administration Committee.

PROPOSAL NO. 401, 1981. Introduced by Councillor Rader. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by restricting trucks on a certain portion of Denny Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 402, 1981. Introduced by Councillor Rader. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at various intersections"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 403, 1981. This Proposal was withdrawn by the City Legal Division on August 27, 1981.

PROPOSAL NO. 404, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION allowing the Municipal Court to operate an Alcohol and Drug Services Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 405, 1981. Introduced by Councillor Strader. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION supporting the Annual Back to School Parade." This proposal was adopted previously under Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions, and retitled SPECIAL RESOLUTION NO. 62, 1981.

PROPOSAL NO. 406, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing changes in the personnel schedule of the Marion County Prosecutor"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 407, 1981. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE levying taxes and fixing the Rate of Taxation of Indianapolis and Marion County Government for 1982"; and the President referred it to the Administration Committee.

SPECIAL ORDERS, PUBLIC HEARING

SPECIAL ORDERS, FINAL ADOPTION

PROPOSAL NO. 339, 1981. Councillor West reported that this proposal changes the personnel schedule for the Marion County Sheriff to hire a staff psychiatrist. Councillor West moved, seconded by Councillor Journey, to amend Proposal No. 339, 1981, and it passed by unanimous voice vote. The amendment reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 339, 1981, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 339, 1981, Committee Recommendations".

s/Councillor West

Councillor West reported that Dr. William Murray would continue on a contractual basis for the balance of 1981. Dr. Murray was funded under an LEAA grant which expired August 31, 1981. The \$5,885 will cover the remainder of 1981 fixed on a \$60.00 per hour figure. Councillor West moved, seconded by Councillor Rhodes, for the adoption of Proposal No. 339, 1981, As Amended. The motion carried on the following roll call vote; viz:

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

11 NAYS: Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Jones, Mr. Rader, Mr. Schneider, Mrs. Stewart, Mr. Strader, Mr. Tintera

3 NOT VOTING: Mrs. Coughenour, Mr. Gilmer, Mrs. Parker

Proposal No. 339, 1981, As Amended, was retitled FISCAL ORDINANCE NO. 77, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 77, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980) transferring and appropriating Five Thousand Eight Hundred and Eighty-five dollars (\$5,885) in the County General Fund for purposes of the Marion County Sheriff 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 providing funds for a contract psychiatrist for sheriff personnel under stress and other areas such as hostage situations.

SECTION 2. The sum of Five Thousand Eight Hundred Eighty-five dollars (\$5,885) 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:

MARION COUNTY SHERIFF	COUNTY GENERAL FUND
21. Contractual Services	\$ 5,885
Total Increase	<u>\$ 5,885</u>

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

MARION COUNTY SHERIFF	COUNTY GENERAL FUND
10. Personal Services	\$ 5,885
Total Reduction	<u>\$ 5,885</u>

SECTION 5. Section 2.03 (a) of the City-County Fiscal Ordinance No. 73, 1980, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(a) (7) COUNTY SHERIFF

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
MERIT OFFICERS:			
Sheriff	1	20,750	20,750
Colonel	1	28,236	28,236
Deputy Chief	5	26,653	133,265
Major	4	22,771	91,084
Captain	8	21,045	157,837
Lieutenant	25	19,606	499,953
Sergeant	93	18,599	1,739,299
Corporal	51	17,807	908,157
Deputy (3rd Yr.)	207	17,377	3,579,023
Deputy (2nd Yr.)	8	15,939	127,512
Deputy (1st Yr.)	15	14,859	246,478 <u>210,800</u>
Merit Salary Increases			-0-

CIVILIAN EMPLOYEES:			
First Deputy	1	26,228	26,228
Admin. Assistant	1	20,036	20,036
Civil Major	1	18,283	17,786
Civil Captain	1	16,708	23,892
Civil Lieutenant	2	14,951	29,200
Civil Sergeant	9	13,914	115,992
Civil Deputy	34	11,772	389,674
Chaplain	1	15,000	7,500
Social Workers	2	12,856	24,413
Division Secretary	5	9,234	45,095
Clerk Typist	35	11,650	294,668
Mechanics	9	15,896	130,975
Attendant	7	9,420	64,491
Crime Watch Coord.	1	13,739	13,739
CETA Employees	13	10,000	107,787
Overtime & Shift Differential			220,000
C.A.R.E.			14,688
Educational Bonus			81,500
Reserve Salaries			625
Clothing Allowance			33,000
Temporary Help			40,899
Professional Salaries	3		53,698
Merit Board Per Diem			960
Longevity			230,046

COMMUNITY CORRECTIONS AND INMATE SERVICES

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Corrections Staff	5	16,000	68,093
Career Exploration	10	19,000	65,542

INDIANAPOLIS—MARION COUNTY LOCK—UP

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
MERIT OFFICERS:			
Major	1	22,771	22,771
Captain	1	21,045	21,045
Lieutenant	4	19,606	78,424
Sergeant	5	18,599	92,995
Deputy (1st)	1	14,859	294,257
Deputy (2nd)	39	15,939	352,495
CIVILIAN EMPLOYEES:			
Civilian Guards	20	11,461	229,220
OTHER COMPENSATION:			
Longevity			4,448
Clothing Allowance			900

Educational Bonus	31,000
Shift Differential and Overtime	9,677
Merit Salary Increases	-0-
Vacancy Factor	(171,667)

The official responsible for hiring and fixing compensation for this office shall limit the number of personnel or the compensation or both so that the total salaries paid shall not exceed the amount of the total personal services appropriation of ~~1,610,137.13~~ \$10,582,008.

SECTION 6. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 378, 1981. This proposal authorizes proceedings with economic development bonds for WBF Holding, Inc. in the amount of \$200,000. Councillor Tintera reported that the Economic Development Committee recommended passage by a vote of 6-0. Following discussion, Councillor Tintera moved for adoption, seconded by Councillor Rhodes. Proposal No. 378, 1981, was adopted on the following roll call vote; viz:

26 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Holmes, 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

NO NAYS

3 NOT VOTING: Mrs. Coughenour, Mr. Gilmer, Mr. Howard

Proposal No. 378, 1981, was retitled SPECIAL RESOLUTION NO. 64, 1981, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 64, 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 company or directly owned by a company or leased or sub-leased to Users; and

WHEREAS, WBF Holding, Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, renovate and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facility to be the renovation of a vacant 21,000 square foot building which has been used as a public school building since 1921 and the lease or sub-lease of the facilities to Huntington, Wade & Associates, Inc. and R.W. Armstrong & Associates, Inc. as Users for use as the Users central offices in their businesses as consulting engineers, and the machinery and equipment to be installed therein to be located at 2801 South Pennsylvania Street, Indianapolis, Indiana, on an approximately 3.91 acre tract of land (the "Project"), to have the personal guarantees of the principals of the Company and Users, an assignment of the leases and rentals for the benefit of the bondholders, and to be privately placed; and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 7 additional jobs at the end of one year and 19 additional jobs at the end of three years) to be achieved by the acquisition, renovation and equipping 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, renovation, equipping 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. If further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the City ("Issuer") in an amount not to exceed \$200,000 to have the personal guarantees of the principals of the Company and Users, as assignment of the leases and rentals for the benefit of the bondholders, and to be privately placed under the Act for the acquisition, renovation and equipping of the project and the sale or leasing of the Project to the WBF Holding, Inc. or the loaning of the proceeds of the revenue bonds to the Company and the lease or sub-lease of the Project to Huntington, Wade & Associates, Inc. and R.W. Armstrong & Associates, Inc. (the "Users") and the general lease of a portion of the Project to the public for office space for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company to proceed with the acquisition, renovation, leasing and equipping 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 Company; and (ii) it will adopt such 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 Company of moneys expended by the Company 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 sell or lease the same to the Company or loan the proceeds of the revenue bonds to the Company for the Project.

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

PROPOSAL NO. 379, 1981. This proposal authorizes proceedings with respect to economic development bonds for Yellow Freight System in the amount of \$6,000,000. Councillor Tintera reported that the Economic Development Committee recommended passage by a vote of 6-0. Following discussion, Councillor Tintera moved, seconded by Councillor Rhodes, for adoption. Proposal No. 379, 1981, was adopted on the following roll call vote; viz:

26 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, 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. Tintera, Mr. Vollmer, Mr. West

NO NAYS

3 NOT VOTING: Mr. Gilmer, Mr. Jones, Mr. Strader

Proposal No. 379, 1981, was retitled SPECIAL RESOLUTION NO. 65, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 65, 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 company or directly owned by a company or leased or sub-leased to Users; and

WHEREAS, Yellow Freight System (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, expand, construct and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facility to be an approximately 43,000 square foot expansion of an existing motor freight terminal including inspection facilities, a shop addition, additional dock facilities, as well as redesigned traffic flow, and machinery and equipment to be installed therein to be located at 1818 South High School Road, Indianapolis, Indiana, on an approximately 23.7 acre tract of land (the "Project") to be used in the Company's business of motor freight transportation service as a duly authorized common carrier; and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 188 additional jobs at the end of one year and 287 additional jobs at the end of three years) to be achieved by the acquisition, construction and equipping 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, the Indianapolis Economic Development Commission on April 15, 1981, and the City-County Council of the City by City-County Special Resolution No. 32, 1981, adopted on April 27, 1981, respectively, adopted inducement resolutions for the aforescribed Project in the approximate amount of \$4,500,000; and

WHEREAS, it now appears that the Project will cost approximately \$6,000,000 including incidental costs of issuance of the revenue bonds; 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, expansion, equipping and construction 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. If further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the City ("Issuer") in an amount of \$6,000,000 under the Act for the acquisition, expansion, construction and equipping of the project and the sale or leasing of the Project to the Yellow Freight System, Inc. (the "Company") or the loaning of the proceeds of such financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company to proceed with the acquisition, expansion, construction and equipping 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 Company; and (ii) it will adopt such 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 Company of moneys expended by the Company 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 sell or lease the same to the Company or loan the proceeds of the revenue bonds to the Company for the Project.

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

PROPOSAL NO. 380, 1981. Councillor Tintera presented the Committee report recommending the adoption of Proposal No. 380, 1981, authorizing issuance of economic development revenue notes for Bright Sheet Metal Co., Inc. in the amount of \$700,000. Following discussion, Councillor Tintera moved, seconded by Councillor Rhodes, for adoption. Proposal No. 380, 1981, was adopted on the following roll call vote; viz:

27 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, 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

NO NAYS

2 NOT VOTING: Mr. Gilmer, Mr. McGrath

Proposal No. 380, 1981, was retitled SPECIAL ORDINANCE NO. 24, 1981, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 24, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Notes, Series 1981 (Bright Sheet Metal Co., Inc. Project)", in the principal amount of Seven Hundred Thousand dollars (\$700,000) and approving and authorizing other actions in respect thereof.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Bright Sheet Metal Co., Inc., and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on August 5, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Bright Sheet Metal Co., Inc. complies 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 Note Purchase and Loan Agreement, Promissory Note, Mortgage and Security Agreement and Trust Indenture, Note Guaranty Agreement, Letter of Credit (such documents being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) 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. It is hereby found that the financing of the economic development facilities referred to in the Note Purchase and Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue notes, the loan of the net proceeds thereof to Bright Sheet Metal Co., Inc. for the purposes of financing the economic development facilities under renovation in Indianapolis, Indiana, and the repayment of said loan by Bright Sheet Metal Co., Inc. to be evidenced and secured by a promissory note of Bright Sheet Metal Co., Inc. will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Note Purchase and Loan Agreement, Mortgage and Security Agreement and Trust Indenture, Note Guaranty Agreement, and Letter of Credit, approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Notes, Series 1981 (Bright Sheet Metal Co., Inc. Project), in the principal amount of Seven Hundred Thousand dollars (\$700,000) for the purpose of procuring funds to loan to Bright Sheet Metal Co., Inc. in order to finance the economic development facilities, as more particularly set out in the Note Purchase and Loan Agreement incorporated herein by reference which Notes will be payable as to principal, premium, if any, and interest solely made from the payments made by Bright Sheet Metal Co., Inc. on its promissory note in the principal amount of Seven Hundred Thousand Dollars (\$700,000) which will be executed and delivered by Bright Sheet Metal Co., Inc. to evidence and secure said loan, and as otherwise provided in the above described Note Purchase and Loan Agreement, Mortgage and Security Agreement and Trust Indenture, Note Guaranty Agreement and Letter of Credit. The Notes shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller is authorized and directed to sell such Notes to the purchaser thereof at a stated per annum rate of interest on the Notes not to exceed twelve percent (12%) from date of issue to and including August 31, 1986, and from September 1, 1986, to maturity at the rate of 80% of the T-Bill Rate or such higher rate as may be provided for in the Note Purchase and Loan Agreement and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents, constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Notes authorized herein. The signatures of the Mayor and City Clerk on the Notes may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Notes to the purchaser thereof, payment for which will be made to the Trustee named in the Mortgage and Security Agreement and Trust Indenture.

SECTION 6. The provisions of this ordinance and the Mortgage and Security Agreement and Trust Indenture securing the Notes shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Notes, Series 1981 (Bright Sheet Metal Co., Inc. Project), and after the issuance of said Notes this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remain unpaid.

SECTION 7. 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. 341, 1981. This proposal approves and authorizes certain actions and proceedings with respect to economic development bonds in the amount of \$400,000 for Bearing Headquarters Company. Councillor Tintera reported that Bearing Headquarters Company Division of Headco Industires, Inc. is presently located at 2950 North Catherwood Avenue and will construct a 12,000 square foot facility on 1.88 acres at 3199 North Shadeland Avenue. The Economic Development Committee recommended passage by a vote of 6-0. Councillor Gilmer moved, seconded by Councillor Tintera, for adoption. Proposal No. 341, 1981, was adopted on the following roll call vote; viz:

25 YEAS: *Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, 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

4 NOT VOTING: *Dr. Borst, Mr. Gilmer, Mr. McGrath, Mrs. Parker*

Proposal No. 341, 1981, was retitled SPECIAL RESOLUTION NO. 66, 1981, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 66, 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 company or directly owned by a company; and

WHEREAS, Bearing Headquarters Company Division of Headco Industries, Inc., (the "Company"), 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 Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facility to be the construction of an approximately 12,000 square foot building with certain site improvements and equipment to be used for the distribution of bearings, power transmission equipment and associated products to be located at 3199 North Shadeland Avenue, Indianapolis, Indiana, on approximately 1.88 acres of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 2 additional jobs at the end of one year and 5 new jobs at the end of three years) to be achieved by the acquisition, construction and equipping 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 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 construction 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 approximate amount of \$400,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to Bearing Headquarters Company Division of Headco Industries, Inc., (the "Company"), or the loaning of the proceeds of such financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company to proceed with the acquisition, construction and equipping 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 Company; (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 Company of moneys expended by the Company 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 Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 342, 1981. Before presenting the Committee Report, Councillor Tintera moved, seconded by Councillor Rhodes, the following amendment:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 342, 1981, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 342, 1981, Committee Recommendations".

s/Councillor Tintera

The motion carried by unanimous voice vote. Councillor Tintera presented the Committee report which recommended passage as amended of Proposal No. 342, 1981, authorizing the issuance of \$300,000 Economic Development First Mortgage Revenue Bonds for Majestic Partnership Project. After discussion, Councillor Tintera moved, seconded by Councillor Rhodes, for adoption. Proposal No. 342, 1981, As Amended, was adopted on the following roll call vote; viz:

27 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, 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

NO NAYS

2 NOT VOTING: Mr. Gilmer, Mr. McGrath

Proposal No. 342, 1981, As Amended, was retitled SPECIAL ORDINANCE NO. 25, 1981, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 25, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bond, Series 1981 (Majestic Partnership Project)", in the principal amount of Three Hundred Thousand Dollars (\$300,000) and approving and authorizing other actions in respect thereof.

WHEREAS, pursuant to the City-County Special Ordinance No. 36, 1980, adopted on December 15, 1980, this City-County Council authorized the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1980 (Majestic Partnership Project)", in the aggregate principal amount of Two Million Dollars

(\$2,000,000) and approved and authorized other actions in respect thereto and approved the final forms of the Loan Agreement, Mortgage and Indenture of Trust, Guaranty Agreement, Conditional Assignments of Leases and Rentals, Lessees' Consents and Agreements to Conditional Lease Assignments, and Promissory Note; and

WHEREAS, it has been determined that the cost of completing the financing of the Project, including necessary expenses incidental thereto, will require the issuance, sale and delivery of parity economic development first mortgage revenue bonds in the principal amount of \$300,000; and

WHEREAS, pursuant to and in accordance with the provisions of I.C. 18-6-4.5 (the "Act"), the Indianapolis Economic Development Commission recommended to this Council that the City of Indianapolis, in furtherance of the purposes of the Act, make a supplemental loan to Majestic Partnership, an Indiana Limited Partnership, for the purpose of completing the financing of the economic development facilities under construction or to be constructed in the City of Indianapolis, Indiana; and

WHEREAS, Section 2.12 of the Mortgage and Indenture of Trust among Majestic Partnership, the City of Indianapolis, Indiana, and The Indiana National Bank, as Trustee, dated as of December 1, 1980, provides in part that additional bonds may be issued, authenticated and delivered for the purpose of providing funds for completing the Project or making additions to the Project; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on August 5, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be completed by Majestic Partnership complies with the purposes and provisions of Indiana Code 18-6-4.5 and that such supplemental 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 First Supplemental and Amendatory Mortgage and Indenture of Trust, First Supplemental and Amendatory Loan Agreement, and Supplemental Guaranty Agreement, (such documents being hereafter referred to in Indiana Code 18-6-4.5) 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. It is hereby found that the supplemental financing of the economic development facilities referred to in the First Supplemental and Amendatory Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of a revenue bond, the loan of the net proceeds thereof to Majestic Partnership for the purposes of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana, and the repayment of said loan by Majestic Partnership to be evidenced and secured by a promissory note of Majestic Partnership will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the First Supplemental and Amendatory Loan Agreement, First Supplemental and Amendatory Mortgage and Indenture of Trust and Supplemental Guaranty Agreement, approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Revenue Bond, Series 1981 (Majestic Partnership Project), in the principal amount of Three Hundred Thousand Dollars (\$300,000) for the purpose of procuring funds to loan to Majestic Partnership in order to complete financing of the economic development facilities, as more particularly set out in the First Supplemental and Amendatory Loan Agreement incorporated herein by reference and the Loan Agreement between the City of Indianapolis, Indiana, and Majestic Partnership dated as of December 1, 1980, which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by Majestic Partnership on its promissory note in the principal amount of Three Hundred Thousand Dollars (\$300,000) which will be executed and delivered by Majestic Partnership to evidence and secure said loan, and as otherwise provided in the above described First Supplemental and Amendatory Mortgage and Indenture of Trust, and Supplemental Guaranty Agreement. The Bond shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis. It is recognized that the aggregate principal amount of revenue bonds herein authorized may not be sufficient to complete the economic development facilities and that the documents relating to the bond issue permit the issuance of additional bonds from time to time to complete the economic development facilities, to add to the economic development facilities, or to refund such bonds, if refunding such bonds is then permitted by law, at rates more favorable than the rates which are currently available, in that The Majestic Partnership is proceeding at this time in contemplation of requesting refunding bonds if more favorable rates become available.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bond to the purchaser thereof at a stated per annum rate of interest on the Bond not to exceed seventy percent (70%) of the prime commercial lending rate quoted and announced by The Indiana National Bank, Indianapolis, Indiana, as such note may change from day to day, each change in such applicable rate to be effective on the date such change in said prime rate is established, or such higher rate as may be provided for in the First Supplemental and Amendatory Loan Agreement and First Supplemental and Amendatory Mortgage and Indenture of Trust, and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bond authorized herein. The signatures of the Mayor and City Clerk on the Bond may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bond to the purchaser thereof, payment for which will be made to the Trustee named in the First Supplemental and Amendatory Mortgage and Indenture of Trust.

SECTION 6. The provisions of this ordinance and the First Supplemental and Amendatory Mortgage and Indenture of Trust securing the Bond shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Revenue Bond, Series 1981 (Majestic Partnership Project), and after the issuance of said Bond this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bond or the interest thereon remains unpaid.

SECTION 7. 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. 343, 1981. Councillor Tintera presented the Committee report recommending the adoption of Proposal No. 343, 1981, authorizing the issuance of \$250,000 Economic Development Revenue Bonds for Shepard & Poorman Printing Co., Inc. Following discussion, Councillor Tintera moved, seconded by Councillor Miller, for adoption. Proposal No. 343, 1981, was adopted on the following roll call vote; viz:

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

1 NAY: Mr. Schneider

3 NOT VOTING: Mr. Gilmer, Mr. Jones, Mr. Rhodes

Proposal No. 343, 1981, was retitled SPECIAL ORDINANCE NO. 26, 1981, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 26, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1981 (Shepard & Poorman Printing Co., Inc. Project)", in the principal amount of Two Hundred and Fifty Thousand Dollars (\$250,000) and approving and authorizing other actions in respect thereof.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Shepard & Poorman Printing Co., Inc. and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on August 5, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Shepard & Poorman Printing Co., Inc. complies 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 Bond Purchase Agreement, Guaranty Agreement, and Equipment Loan & Security Agreement and Promissory Note, (such documents being hereafter referred to in Indiana Code 18-6-4.5) 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. It is hereby found that the supplemental financing of the economic development facilities referred to in the Equipment Loan and Security Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Shepard & Poorman Printing Co., Inc. for the purposes of financing the economic development facilities under installation or to be installed in Indianapolis, Indiana, and the repayment of said loan by Shepard & Poorman Printing Co., Inc. to be evidenced and secured by a promissory note of Shepard & Poorman Printing Co., Inc. will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Bond Purchase Agreement, Guaranty Agreement, and Equipment Loan & Security Agreement and Promissory Note approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bonds, Series 1981 (Shepard & Poorman Printing Co., Inc. Project) in the principal amount of Two Hundred and Fifty Thousand Dollars (\$250,000) for the purpose of procuring funds to loan to Shepard & Poorman Printing Co., Inc. in order to finance the economic development facilities and equipment, as more particularly set out in the Equipment Loan and Security Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Shepard & Poorman Printing Co., Inc. on its promissory note in the principal amount of Two Hundred and Fifty Thousand Dollars (\$250,000) which will be executed and delivered by Shepard & Poorman Printing Co., Inc. to evidence and secure said loan, and as otherwise provided in the above described Bond Purchase Agreement and Guaranty Agreement. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser thereof at a stated per annum rate of interest on the Bonds not to exceed eighty percent (80%) of the prime commercial lending rate established by The Indiana National Bank from time to time at its principal office, each change in such applicable rate to be effective on the date such change in said prime rate is established, or such higher rate as may be provided for in the Equipment Loan and Security Agreement, and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bonds authorized herein. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the purchaser thereof, payment for which will be made as set forth in the Equipment Loan and Security Agreement and the Bond Purchase Agreement.

SECTION 6. The provisions of this ordinance and the Equipment Loan and Security Agreement securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bonds, Series 1981 (Shepard & Poorman Printing Co., Inc. Project), 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 so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. 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. 344, 1981. Councillor Tintera presented the Committee report recommending the adoption of Proposal No. 344, 1981, authorizing the issuance of \$750,000 Economic Development Revenue Bonds for Bowers Envelope Company, Inc. Project. Following discussion, Councillor Tintera moved, seconded by Councillor Miller, for adoption. Proposal No. 344, 1981, was adopted on the following roll call vote; viz:

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

1 NAY: Mr. McGrath

3 NOT VOTING: Mr. Gilmer, Mr. Rhodes, Mr. Schneider

Proposal No. 344, 1981, was retitled SPECIAL ORDINANCE NO. 27, 1981, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 27, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond, Series 1981 (Bowers Envelope Company, Inc. Project)", in the principal amount of Seven Hundred and Fifty Thousand Dollars (\$750,000) and approving and authorizing other actions in respect thereof.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Bowers Envelope Company, Inc. and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on August 5, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Bowers Envelope Company, Inc. complies 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 Equipment Loan & Security Agreement and Bond Purchase Agreement and Promissory Note, (such documents being hereafter referred to in Indiana Code 18-6-4.5) 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. It is hereby found that the financing of the economic development facilities referred to in the Equipment Loan and Security Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bond, the loan of the net proceeds thereof to Bowers Envelope Company, Inc. for the purposes of financing the economic development facilities under installation or to be installed in Indianapolis, Indiana, and the repayment of said loan by Bowers Envelope Company, Inc. to be evidenced and secured by a promissory note of Bowers Envelope Company, Inc. will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Equipment Loan and Security Agreement, and Bond purchase Agreement and Promissory Note approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bond, Series 1981 (Bowers Envelope Company, Inc. Project), in the principal amount of Seven Hundred and Fifty Thousand Dollars (\$750,000) for the purpose of procuring funds to loan to Bowers Envelope Company, Inc. in order to finance the economic development facilities, as more particularly set out in the Equipment Loan and Security Agreement incorporated herein by reference which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by Bowers Envelope Company, Inc. on its promissory note in the principal amount of Seven Hundred and Fifty Thousand Dollars (\$750,000) which will be executed and delivered by Bowers Envelope Company, Inc. to evidence and secure said loan, and as otherwise provided in the above described Equipment Loan and Security Agreement, and Bond Purchase Agreement. The Bond shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bond to the purchaser thereof at a stated per annum rate of interest on the Bond not to exceed sixty-five percent (65%) of the prime commercial lending rate established by The Indiana National Bank at its principal office, each change in such applicable rate to be effective on the date such change in said prime rate is established, or such higher rate as may be provided in the Equipment Loan and Security Agreement, and Bond Purchase Agreement, and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bond authorized herein. The signatures of the Mayor and City Clerk on the Bond shall be manual signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bond to the purchaser thereof, payment for which will be made as set forth in the Equipment Loan and Security Agreement, and Bond Purchase Agreement.

SECTION 6. The provisions of this ordinance and the Equipment Loan and Security Agreement securing the Bond shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bond, Series 1981 (Bowers Envelope Company, Inc. Project), and after the issuance of said Bond this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bond or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after compliance with procedure require by Indiana Code 18-4-5-2.

PROPOSAL NO. 345, 1981. Councillor Tintera presented the Committee report recommending the adoption of Proposal No. 345, 1981. This proposal authorizes the issuance of \$225,000 Economic Development First Mortgage Revenue Bonds for C & C Partnership Project. Following discussion, Councillor Tintera moved, seconded by Councillor Miller, for adoption. Proposal No. 345, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Mr. Gilmer, Mr. Rhodes*

Proposal No. 345, 1981, was retitled SPECIAL ORDINANCE NO. 28, 1981, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 28, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1981 (C & C Partnership Project)", in the principal amount of Two Hundred and Twenty-five Thousand Dollars (\$225,000) and approving and authorizing other actions in respect thereof.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for C & C Partnership, an Indiana Partnership, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on August 5, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by C & C Partnership, an Indiana Partnership complies 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 Loan Agreement, Mortgage and Indenture of Trust, Guaranty Agreement, Collateral Assignment of Lease and Rentals, Lessee's Consent and Agreement To Lease Assignment and Promissory Note, (such documents being hereafter referred to in Indiana Code 18-6-4.5) 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. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to C & C Partnership, an Indiana Partnership for the purposes of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana, and the repayment of said loan by C & C Partnership, an Indiana Partnership, to be evidenced and secured by a promissory note of C & C Partnership, an Indiana Partnership, will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Mortgage and Indenture of Trust, Guaranty Agreement, Collateral Assignment of Lease and Rentals, Lessee's Consent and Agreement To Lease, and Promissory Note approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Revenue Bonds, Series 1981 (C & C Partnership Project), in the principal amount of Two Hundred and Twenty-five Thousand Dollars (\$225,000) for the purpose of procuring funds to loan to C & C Partnership, an Indiana Partnership in order to finance the economic development facilities, as more particularly set out in the Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by C & C Partnership, an Indiana Partnership, on its promissory note in the principal amount of Two Hundred and Twenty-five Thousand Dollars (\$225,000) which will be executed and delivered by C & C Partnership, an Indiana Partnership to evidence and secure said loan, and as otherwise provided in the above described Loan Agreement, Mortgage and Indenture of Trust, Guaranty Agreement, Collateral Assignment of Lease and Rentals, Lessee's Consent and Agreement To Lease Assignment. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser thereof at a stated per annum rate of interest on the Bonds not to exceed seventy percent (70%) of the prime commercial lending rate established by American Fletcher National Bank and Trust Company at its principal office from time to time, each change in such established rate to be effective on the date such change in said prime rate is established, or such higher rate as may be provided in the Loan Agreement and Mortgage and Indenture of Trust, and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bonds authorized herein. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the purchaser thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust.

SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Revenue Bonds, Series 1981 (C & C Partnership Project), 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 so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. 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. 346, 1981. Councillor Tintera gave the Committee report recommending the adoption of Proposal No. 346, 1981. This proposal authorizes the issuance of \$250,000 Economic Development First Mortgage Revenue Bond for Wilson Trailer Sales of Indiana, Inc. Project. Following discussion, Councillor Tintera moved, seconded by Councillor Rhodes, for adoption. Proposal No. 346, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Mr. Gilmer, Mrs. Nickell*

Proposal No. 346, 1981, was retitled SPECIAL ORDINANCE NO. 29, 1981, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 29, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bond, Series 1981 (Wilson Trailer Sales of Indiana, Inc. Project)", in the principal amount of Two Hundred and Fifty Thousand Dollars (\$250,000) and approving and authorizing other actions in respect thereof.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Wilson Trailer Sales of Indiana, Inc., and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on August 5, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Wilson Trailer Sales of Indiana, Inc. complies with the purposes and provision 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 Loan Agreement, and Mortgage and Indenture of Trust, and Promissory Note, (such documents being hereafter referred to in Indiana Code 18-6-4.5) 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. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of a revenue bond, the loan of the net proceeds thereof to Wilson Trailer Sales of Indiana, Inc. for the purposes of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana, and the repayment of said loan by Wilson Trailer Sales of Indiana, Inc. to be evidenced and secured by a promissory note of Wilson Trailer Sales of Indiana, Inc. will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Mortgage and Indenture of Trust, and Promissory Note approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Revenue Bond, Series 1981 (Wilson Trailer Sales of Indiana, Inc. Project), in the principal amount of Two Hundred and Fifty Thousand Dollars (\$250,000) for the purpose of procuring funds to loan to Wilson Trailer Sales of Indiana, Inc. in order to finance the economic development facilities, as more particularly set out in the Loan Agreement incorporated herein by reference which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by Wilson Trailer Sales of Indiana, Inc. on its promissory note in the principal amount of Two Hundred and Fifty Thousand Dollars (\$250,000) which will be executed and delivered by Wilson Trailer Sales of Indiana, Inc. and as otherwise provided in the above described Mortgage and Indenture of Trust. The Bond shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bond to the purchaser thereof at a price not less than 100% of the principal amount thereof and at a stated per annum rate of interest on the Bond not to exceed 60% of the prime commercial lending rate established by Continental Illinois National Bank & Trust Company of Chicago, Illinois, at its principal office, said interest rate to be computed by pro rating 60% of the weighted average of said prime commercial lending rate for the prior six months prior to each interest payment, however, said interest rate shall never exceed 13% per annum nor be less than 8% per annum, however, in the event of a determination of taxability said interest rate may be such higher rate as may be provided for in the Mortgage and Indenture of Trust, and the Loan Agreement.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bond authorized herein. The signatures of the Mayor and City Clerk on the Bond shall be manual signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bond to the purchaser thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust.

SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust securing the Bond shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Revenue Bond, Series 1981 (Wilson Trailer Sales of Indiana, Inc. Project), and after the issuance of said Bond this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bond or the interest thereon remains unpaid.

SECTION 7. 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. 347, 1981. Councillor Tintera presented the Committee report recommending the adoption of Proposal No. 347, 1981. This proposal authorizes the issuance of \$350,000 Economic Development First Mortgage Revenue Bonds for Laboratory Supply Co., Inc. Project. Following discussion, Councillor Tintera moved, seconded by Councillor Rhodes, for adoption. Proposal No. 347, 1981, was adopted on the following roll call vote; viz:

27 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, 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*

NO NAYS

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

Proposal No. 347, 1981, was retitled SPECIAL ORDINANCE NO. 30, 1981, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 30, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1981 (Laboratory Supply Co., Inc. Project)", in the principal amount of Three Hundred and Fifty Thousand Dollars (\$350,000) and approving and authorizing other actions in respect thereof.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Laboratory Supply Co., Inc. and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on August 5, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Laboratory Supply Co., Inc. complies 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 Loan Agreement, Guaranty Agreement, and Mortgage and Indenture of Trust and Promissory Note, (such documents being hereafter referred to in Indiana Code 18-6-4.5) 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. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Laboratory Supply Co., Inc. for the purposes of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana, and the repayment of said loan by Laboratory Supply Co., Inc. to be evidenced and secured by a promissory note of Laboratory Supply Co., Inc. will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Guaranty Agreement, and Mortgage and Indenture of Trust and Promissory Note approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Revenue Bonds, Series 1981 (Laboratory Supply Co., Inc. Project), in the principal amount of Three Hundred and Fifty Thousand Dollars (\$350,000) for the purpose of procuring funds to loan to Laboratory Supply Co., Inc. in order to finance the economic development facilities, as more particularly set out in the Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Laboratory Supply Co., Inc. on its promissory note in the principal amount of Three Hundred and Fifty Thousand Dollars (\$350,000) which will be executed and delivered by Laboratory Supply Co., Inc. to evidence and secure said loan, and as otherwise provided in the above described Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser thereof at a stated per annum rate of interest on the Bonds not to exceed seventy-five percent (75%) of the prime commercial lending rate (rounded up to the nearest one-quarter (¼) of one percent) announced by Merchants National Bank & Trust Company of Indianapolis at its principal office, each change in said prime rate to be effective on the first payment date following the change in said prime rate, or such higher rate as may be provided for in the Mortgage and Indenture of Trust, and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bonds authorized herein. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the purchaser thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust.

SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Revenue Bonds, Series 1981 (Laboratory Supply Co., Inc. Project), 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 so long as said Bonds or the interest thereon remain unpaid.

SECTION 7. 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. 350, 1981. This proposal amends the Code by adding a new Division 3 dealing with the removal, storage and disposition of abandoned vehicles. Councillor Coughenour requested that this proposal be sent back to the Public Works Committee. She suggested having a joint committee meeting with Public Safety and Criminal Justice Committee. Consent was given to send Proposal No. 350, 1981, back to Committee.

PROPOSAL NO. 351, 1981. Councillor McGrath presented the Committee report recommending the adoption of Proposal No. 351, 1981. This proposal provides for speed limit changes on portions of 30th Street, Franklin Road and Franklin Way. Councillor Clark moved, seconded by Councillor Stewart, to delete in Section 1 the portions for "Franklin Way from 21st Street to Wysong Dr., 35 MPH" and "Franklin Road from Wysong to 42nd Street, 35 MPH". The motion carried by voice vote. After discussion, Councillor West moved to reduce the speed limit to 25 MPH. Councillor West's motion failed for lack of a second. Councillor McGrath made a motion to Strike Proposal No. 351, 1981, seconded by Councillor Stewart. Proposal No. 351, 1981, was Stricken by voice vote.

PROPOSAL NO. 352, 1981. Councillor McGrath presented the Committee report recommending the adoption of Proposal No. 352, 1981. This proposal establishes parking restrictions on a portion of Beville Avenue. After brief discussion, Councillor McGrath moved, seconded by Councillor Tintera, for adoption. Proposal No. 352, 1981, was adopted on the following roll call vote; viz:

25 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, 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

4 NOT VOTING: *Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mrs. Parker*

Proposal No. 352, 1981, was retitled GENERAL ORDINANCE NO. 82, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 82, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets.

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

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Beville Avenue, on the west side, from a point 115 feet south of the south curbline of Eleventh Street to a point 140 feet south of the south curbline of Eleventh Street.

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

PROPOSAL NO. 353, 1981. Councillor McGrath presented the Committee report recommending the adoption of Proposal No. 353, 1981. This proposal establishes intersection control changes. After brief discussion, Councillor McGrath moved, seconded by Councillor Rader, for adoption. Proposal No. 353, 1981, was adopted on the following roll call vote; viz:

25 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, 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

4 NOT VOTING: Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mrs. Parker

Proposal No. 353, 1981, was retitled GENERAL ORDINANCE NO. 83, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 83, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls.

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>
47 Pg. 1	S. Emerson Ave. & Flintstone Dr.	S. Emerson Ave.	Stop
47 Pg. 1	Flintstone Dr. & Marble Ln.	Flintstone Dr.	Stop
47 Pg. 2	Marble Ct. & Marble Ln.	Marble Ln.	Yield
47 Pg. 1	Lava Ct. & Lava Ln.	Lava Ln.	Yield
47 Pg. 1	Lava Ln. & Marble Ln.	Marble Ln.	Stop
47 Pg. 2	Marble Ln. & Sandstone Ct.	Marble Ln.	Yield

47 Pg. 1	Granite Ct. Marble Ln.	Marble Ln.	Yield
40 Pg. 1	Copper Ct. & Copper Ln.	Copper Ln.	Yield
40 Pg. 1	Copper Ln. & S. Emerson Ave.	S. Emerson Ave.	Stop
40 Pg. 1	Copper Ln. & Onyx Ct.	Onyx Ct.	Stop
40 Pg. 1	Copper Ln. & Limestone Dr.	Limestone Dr.	Stop
40 Pg. 1	Limestone Ct. Limestone Dr.	Limestone Dr.	Yield
40 Pg. 1	Flintstone Dr. & Limestone Dr.	Flintstone Dr.	Stop
40 Pg. 3	Padre Ln. & Palisade Way	Padre Ln.	Stop
40 Pg. 3	Palisade Ct. & Palisade Way	Palisade Way	Yield
40 Pg. 3	Palisade Way & Yucatan Dr.	Palisade Way	Stop

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

PROPOSAL NO. 354, 1981. Councillor McGrath presented the Committee report recommending the adoption of Proposal No. 354, 1981. This proposal adds a new section to the Code dealing with motor vehicle accident reports. After discussion, Councillor McGrath moved, seconded by Councillor Stewart, for adoption. Proposal No. 354, 1981, was adopted on the following roll call vote; viz:

26 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, 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. Tintera, Mr. Vollmer, Mr. West*

NO NAYS

3 NOT VOTING: *Mrs. Coughenour, Mr. Gilmer, Mr. Rader*

Proposal No. 354, 1981, was retitled GENERAL ORDINANCE NO. 84, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 84, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by adding a new Section 29-10 of Article I of Chapter 29 which deals with motor vehicle accident reports.

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

SECTION 1. Section 29-10 of Article I of Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by adding a new Section to read:

Sec. 29-10. Motor Vehicle Reports.

Any person who has sustained any loss or damage resulting from the operation, maintenance or use of any vehicle upon any public street or highway of this state shall be entitled to information and reports from the appropriate law enforcement department pursuant to I.C. 9-3-1-3. The following information shall be included in the report: the name and address of the owner and operator of any vehicle involved in said accident; the license number and description of any vehicle involved in said accident; the time and place such accident occurred; the names and addresses of any persons injured or killed in said accident; the names and addresses of any persons who were witnesses to said accident.

A fee of \$5 shall be charged for each report furnished by the department. All such fees collected shall be deposited in the accident report account.

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

PROPOSAL NO. 357, 1981. This proposal approves and authorizes certain actions and proceedings with respect to Economic Development Bonds in the amount of \$1,000,000 for American Cablevision of Indianapolis, Inc. Councillor Tintera presented the Committee report, stating that on August 20, 1981, the Economic Development Committee Amended Proposal No. 357, 1981, and sent it to the Council "Without Recommendation", by a vote of 3-3. Councillor Miller moved to proceed with action on Proposal No. 357, 1981, seconded by Councillor Howard. This motion carried on the following roll call vote; viz:

19 YEAS: *Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

6 NAYS: *Mr. Boyd, Mrs. Brinkman, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mrs. Stewart*

4 NOT VOTING: *Dr. Borst, Mr. Clark, Mr. Gilmer, Mr. Schneider*

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 357, 1981, by deleting the introduced version and substituting the proposal entitled, "Proposal No. 357, 1981, Committee Recommendation".

s/Councillor Tintera

Consent was given. Councillor Cottingham moved for the adoption of Proposal No. 357, 1981, As Amended, seconded by Councillor Howard. Councillor Durnil moved, seconded by Councillor Page, to amend Councillor Cottingham's motion, as follows:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 357, 1981, Committee Recommendations, by adding at

the end of Section 3 the following: “/; provided the company waves all right to such tax abatement on the facilities financed by such bonds.”

s/Councillor Durnil

Councillor Durnil’s motion carried on the following roll call vote; viz:

14 YEAS: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. McGrath, Mrs. Nickell, Mr. Page, Mr. Schneider, Dr. SerVaas, Mrs. Stewart

12 NAYS: Dr. Borst, Mr. Cottingham, Mr. Holmes, Mr. Howard, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

3 NOT VOTING: Mr. Gilmer, Mr. Jones, Mrs. Journey

Councillor Brinkman moved to have American make a commitment to pass savings on to the customer. President SerVaas ruled this motion out of order. After further discussion, Councillor Schneider moved, seconded by Councillor Brinkman, to adjourn. This motion failed on the following roll call vote; viz:

9 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Dowden, Mr. Hawkins, Mr. McGrath, Mrs. Parker, Mr. Schneider, Mrs. Stewart

16 NAYS: Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mr. Page, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mr. Tintera, Mr. Vollmer, Mr. West

4 NOT VOTING: Mr. Campbell, Mr. Gilmer, Mr. Jones, Mr. Strader

As a voter on the affirmative side, Councillor Coughenour moved to reconsider Councillor Durnil’s amendment. President SerVaas called for the vote. Councillor Coughenour’s motion to reconsider carried on the following roll call vote; viz:

14 YEAS: Dr. Borst, Mr. Cottingham, Mrs. Coughenour, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mr. Tintera, Mr. Vollmer, Mr. West

12 NAYS: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Jones, Mr. McGrath, Mr. Page, Mr. Schneider, Mrs. Stewart

3 NOT VOTING: Mr. Gilmer, Mrs. Nickell, Mr. Strader

The President then called for a vote on Councillor Durnil’s motion to amend Proposal No. 357, 1981, Committee Recommendations. The motion failed on the following roll call vote; viz:

13 YEAS: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. McGrath, Mrs. Nickell, Mr. Page, Mr. Schneider, Dr. SerVaas, Mrs. Stewart

15 NAYS: Dr. Borst, Mr. Cottingham, Mrs. Coughenour, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

1 NOT VOTING: Mr. Gilmer

Councillor Borst then moved, seconded by Councillor McGrath, to send Proposal No. 357, 1981, As Amended, back to the Economic Development Committee. The President called for the vote and it failed on the following roll call vote; viz:

11 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. McGrath, Mr. Page, Mr. Schneider, Mrs. Stewart

17 NAYS: Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

1 NOT VOTING: Mr. Gilmer

Councillor Cottingham called for the question on the main motion, seconded by Councillor Howard, President SerVaas then called for the vote. Proposal No. 357, 1981, As Amended, was adopted on the following roll call vote; viz:

17 YEAS: Dr. Borst, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

10 NAYS: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. McGrath, Mr. Page, Mr. Schneider, Mrs. Stewart

2 NOT VOTING: Mr. Gilmer, Mr. Jones

Proposal No. 357, 1981, As Amended, was retitled SPECIAL RESOLUTION NO. 67, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 67, 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 company or directly owned by a company; and

WHEREAS, American Cablevision of Indianapolis, Inc. (the "Company") 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 Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facility to be the acquisition, construction and equipping of new office, warehouse, television studio (an approximately 23,000 square foot building) and TV signal reception facilities for the company's cable television operation located at the Rural I-70 Industrial Park on approximately 6.3 acres of land, Indianapolis, Indiana, (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 60 additional jobs at the end of one year and 100 new jobs at the end of three years) to be achieved by the acquisition, construction and equipping 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 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 construction 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 approximate amount of \$1,000,000 under the Act to be guaranteed by the company's parent company, American Television and Communication Corporation, for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to American Cablevision of Indianapolis, Inc. (the "Company") or the loaning of the proceeds of such financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company to proceed with the acquisition, construction and equipping 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 Company; (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 Company of moneys expended by the Company 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 Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NOS. 391-394, 1981. Rezoning Ordinances certified from the Metropolitan Development Commission on August 6, 1981. Council consent was given by unanimous voice vote. Proposal Nos. 391-394, 1981, were then retitled REZONING ORDINANCE NOS. 100-103, 1981, respectively, and read as follows:

**REZONING ORDINANCE NO. 100, 1981 81-Z-85 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 11**

4966 EAST 30TH STREET, INDIANAPOLIS

Emmanuel Baptist Church, by William F. LeMond, requests rezoning of 1.60 acres, being in D-5 district, to SU-1 classification, to provide for church use.

**REZONING ORDINANCE NO. 101, 1981 81-Z-91 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12**

2246-48 NORTH LELAND AVENUE, INDIANAPOLIS

James L. and Barbara MacGreagor request rezoning of 1.49 acres, being in C-1 district, to D-5 classification, to provide for residential use.

**REZONING ORDINANCE NO. 102, 1981 81-Z-92 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

7701 WALNUT DRIVE, INDIANAPOLIS

Mardenna Hunter and Bonnie Jean Weaver, by John R. Price, request rezoning of 53.70 acres, being in A-2 district, to SU-35 classification, to provide for the construction of a television tele-communication broadcasting tower for use by WHMB-TV.

**REZONING ORDINANCE NO. 103, 1981 81-Z-93 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 2**

6602 HOOVER ROAD, INDIANAPOLIS

The Hebrew Academy of Indianapolis, by Backer & Backer, requests rezoning of 6.35 acres, being in D-2 district, to SU-2 classification, to provide for parochial school use.

PROPOSAL NOS. 396-398, 1981. A General Ordinance and Rezoning Ordinances certified from the Metropolitan Development Commission on August 24, 1981. Council Consent was given by unanimous voice vote. Proposal No. 396, 1981, was then retitled GENERAL ORDINANCE NO. 81, 1981, and Proposal Nos. 397-398, 1981, were retitled REZONING ORDINANCE NOS. 104-105, 1981, respectively, and read as follows:

GENERAL ORDINANCE NO. 81, 1981 81-AO-5

The Metropolitan Development Commission of Marion County, Indiana, proposes the adoption of ORDINANCE NO. 81-AO-5, amending the AIRPORT DISTRICT ZONING ORDINANCE of Marion County, Indiana (ORDINANCE 62-AO-2, as amended) by amending sections 1.01 and 2.01 to provide for a Downtown Heliport and ensuing airspace controls, including the prohibition of certain land uses and the establishment of height limitations within the heliport approach and transitional surface areas as well as the application of certain performance standards. The height limit for the Airport Conical Surface Area is also amended.

**REZONING ORDINANCE NO. 104, 1981 81-Z-108 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13**

805 SOUTH KITLEY AVENUE, INDIANAPOLIS

Metropolitan Development Commission, by J. Nicholas Shelley, Administrator, Division of Planning and Zoning, requests rezoning of 2.39 acres, being in SU-28 district, to I-4-U classification, to provide for the correction of a mapping error based on information found in 58-Z-8 and 58-Z-126 as well as other pertinent research.

REZONING ORDINANCE NO. 105, 1981 81-Z-109 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16 AND 22
801 FORT WAYNE AVENUE, INDIANAPOLIS

Metropolitan Development Commission, by J. Nicholas Shelley, Administrator, Division of Planning and Zoning, requests rezoning of 11.00 acres, being in C-S and Regional Center (Secondary) districts, to CBD-2 classification, to provide for uses consistent with the 1945 Redevelopment Act, as amended.

NEW BUSINESS

ANNOUNCEMENTS AND ADJOURNMENT

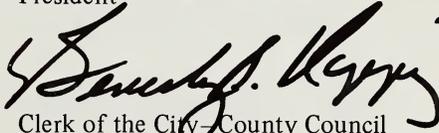
There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:30 p.m.

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 31st day of August, 1981.

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

ATTEST:


President


Clerk of the City-County Council

(SEAL)