CITY-COUNTY COUNCIL INDIANAPOLIS, MARION COUNTY, INDIANA REGULAR MEETING Monday, June 7, 1982

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, June 7, 1982. President SerVaas in the Chair. Mrs. Paula M. Parker opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

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

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

ABSENT: Gilmer, Hawkins

CORRECTION OF THE JOURNAL

The Chair called for additions or corrections to the Journal of May 24, 1982. There being no additions or corrections, the minutes of May 24, 1982, were approved as distributed.

OFFICIAL COMMUNICATIONS

The President 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, June 7, 1982, at 7:00 p.m. The purpose of such MEETING being to conduct any and all business that may properly come before the regular meeting of the Council.

Respectfully,

s/Beurt SerVaas, President City—County Council TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY—COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on May 27, 1982, and June 3, 1982, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 190, 192, 196, 199, 205, and 206, 1982, to be held on Monday, June 7, 1982, at 7:00 p.m. in the City-County Building.

Respectfully,

s/Beverly S. Rippy City Clerk

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

Ladies and Gentlemen:

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

FISCAL ORDINANCE NO. 28, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) appropriating an additional One Hundred Thousand dollars (\$100,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated balance in the Park General Fund.

FISCAL ORDINANCE NO. 29, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) appropriating an additional Sixty-three Thousand dollars (\$63,000) in the Park General Fund for purposes of the Department of Parks and Recreation, the Community Recreation Division, and reducing the unappropriated balance in the Park General Fund.

FISCAL ORDINANCE NO. 30, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating an additional Eight Thousand Seven Hundred dollars (\$8,700) in the Consolidated County Fund for purposes of the Department of Public Safety, Criminal Justice Coordinating Agency, and reducing certain other appropriations for that division and the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 31, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Forty-five Thousand dollars (\$45,000) in the Park General Fund for purposes of the Administration Division, Department of Parks and Recreation, and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 41, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by adding a new Chapter 21½ which deals with false alarms.

GENERAL ORDINANCE NO. 42, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by adding a new Division 3 to Article XI of Chapter 2, which provides for the imposition of an Excise Surtax and Wheel Tax in Marion County.

GENERAL ORDINANCE NO. 43, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-136, Alteration of prima facie speed limit.

GENERAL ORDINANCE NO. 44, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by amending Chapter 4 dealing with air pollution control.

GENERAL ORDINANCE NO. 45, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by amending Article VI and Article VII which deal with amusement locations and amusement machines.

GENERAL ORDINANCE NO. 46, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 47, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-272, Parking time restricted on designated days.

GENERAL ORDINANCE NO. 48, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-272, Parking time restricted on designated days.

GENERAL ORDINANCE NO. 49, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 50, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by amending Section 28-321 and adopting the standards, regulations and guidelines in the Right-of-Way Activity Manual with amendments dated April 20, 1982, established by the Department of Transportation.

GENERAL ORDINANCE NO. 51, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 52, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

SPECIAL ORDINANCE NO. 8, 1982, authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bond (The Economy Company Project)" in the principal amount of One Million Two Hundred Thousand dollars (\$1,200,000) and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 31, 1982, honoring the League of Women Voters.

SPECIAL RESOLUTION NO. 32, 1982, commending Vivian I. Marbury for her service to the citizens and children of Indianapolis.

SPECIAL RESOLUTION NO. 33, 1982, commending Katherine D. Maye for her service to the citizens and children of Indianapolis.

SPECIAL RESOLUTION NO. 34, 1982, commending Mary Kathryn Owsley for her service to the citizens and children of Indianapolis,

SPECIAL RESOLUTION NO. 35, 1982, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III Mayor

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 209, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$1,400,000 economic development first mortgage revenue bonds for

Wolverine World Wide, Inc."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 210, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$625,000 economic development revenue bonds for Paper Manufacturers Company"; and the President referred it to the Economic Development Committee. Councillor Tintera requested that this proposal be advanced for action in this session of the Council. Consent was given. The President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 211, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$240,000 economic development revenue note for Henry J. Price and Lorraine M. Price"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 212, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$1,000,000 economic development revenue bonds, series 1982, for Cabot Corporation"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 213, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing certain actions with respect to proposed economic development revenue bonds for World Wide Chemicals, Inc. in an amount not to exceed \$350,000"; and the President referred it to the Economic Development Committee.

PROPSOAL NO. 214, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing certain actions with respect to proposed economic development revenue bonds for Meridian & Ohio Realty Company in an amount not to exceed \$6,000,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 215, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing certain actions with respect to proposed economic development revenue bonds for Downtown Leasing Company in an amount not to exceed \$400,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 216, 1982. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code dealing with false alarms"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 217, 1982. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$14,363 for the County Prosecutor, Child Support Division, to match the child support budget approved by the State IV-D to receive reimbursement"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 218, 1982. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$78,044 for the County Prosecutor and Auditor for Student Jury and Witness Coordination and Juvenile Screening LEAA Grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 219, 1982. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION allowing the Department of Public Works to dispose of certain real estate appraised over \$10,000"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 220, 1982. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing the rules and procedures for the preparation of the 1983 Annual Budgets"; and the President referred it to the Rules and Policy Committee. Councillor Miller requested that this proposal be advanced for action in this session of Council. Consent was given. The President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 221, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE for parking control changes on portions of Illinois, 39th and 40th Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 222, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE revising parking regulations and parking meter zones on New Jersey and Wabash Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 223, 1982. Introduced by Councillors Clark and Jones. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION urging the

Indiana General Assembly to amend the Code to allow counties to enact a flat fixed dollar tax on motor vehicles"; and the President referred it to the Transportation Committee.

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 proposal may be introduced, although not timely submitted under the Rules.]

PROPOSAL NO. 224, 1982. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION asking the Capital Improvements Board to consider and report a more appropriate name for the Convention Center Expansion"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 210, 1982. This proposal authorizes the issuance of \$625,000 economic development revenue bonds for Paper Manufacturers Company and was recommended for passage by the Economic Development Committee by a vote of 3-0 on June 4, 1982. Councillor Tintera reported that Paper Manufacturers Company Project, located at 8325 East 33rd Street, consists of the acquisition and installation of machinery and construction of an additional 1,000 square feet of office space. Councillor Tintera moved, seconded by Councillor West, for adoption. Proposal No. 210, 1982, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West NO NAYS

3 NOT VOTING: Clark, Gilmer, Hawkins

Proposal No. 210, 1982, was retitled SPECIAL ORDINANCE NO. 9, 1982, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 9, 1982

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, 1982 Series (Paper Manufacturers Project)," in the aggregate principal amount of Six Hundred Twenty-five Thousand dollars (\$625,000) and approving and authorizing other actions in respect thereto.

WHEREAS, Paper Manufacturers Company (the "Company"), previously in 1975 had advised the Indianapolis Economic Development Commission and the City that they proposed that the City issue economic development revenue bonds and use the proceeds to acquire and install certain equipment and sell or lease the same to the Company or that the City loan the proceeds of such a financing to the Company for such purposes,

said equipment to be installed in a 146,000 square foot facility located at 8525 East 33rd Street, Indianapolis, Marion County, Indiana, which would be leased from C. W. Jackson Realty Company, an Indiana partnership, and which would be used by 'Company for the production of paper consumables for business machines, telecomm cations systems, copiers, and general office use; and

WHEREAS, pursuant to the City-County Ordinance No. 1, 1976, adopted on July 12, 1976, this City-County Council authorized the City of Indianapolis to issue its "Economic Development Revenue Bonds (Paper Manufacturers Company Project)" in the principal amount of Five Hundred Sixty Thousand dollars (\$560,000) and approved and authorized other actions in respect thereto and approved the final forms of the Loan Agreement, Note and Indenture of Trust; and

WHEREAS, the Company has grown and the Company has advised the Indianapolis Economic Development Commission and the City that it proposes that the City issue additional economic development revenue bonds for the acquisition and installation of machinery and equipment and the acquisition, construction, installation and equipping of various improvements, including approximately 1,000 square feet of additional office space, to the Company's existing 146,000 square foot facility referred to above for use in the Company's business of converting and coating paper and related packaging products for the paper and medical packaging industries (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of additional economic development facilities for Paper Manufacturers Company, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on June 2, 1982, 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 Paper Manufacturers Company, complies with the purposes and provisions of Indiana Code 36-7-12 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 1982 Series Promissory Note and Loan Agreement (such documents being hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), and the City of Indianapolis, Indiana Economic Development Revenue Bonds, 1982 Series (Paper Manufacturers Company Project), the Trust Indenture and the Bond Purchase Agreement 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 Paper Manufacturers Company for the purposes of financing the acquisition and installation of machinery and equipment and the acquisition, construction, installation and equipping of various improvements comprising the economic development facilities to be located in Indianapolis, Indiana, and the repayment of said loan by Paper Manufacturers Company 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 36-7-12.

SECTION 2. The forms of the 1982 Series Promissory Note and Loan Agreement (collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), the Trust Indenture, the Bond Purchase Agreement, and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, 1982 Series (Paper Manufacturers Company Project), approved by the Indianapolis Economic Development Commission are hereby approved and all such documents 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. Two (2) copies of the Financing Agreement and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, 1982 Series (Paper Manufacturers Company Project), the Trust Indenture, and the Bond Purchase Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bonds, 1982 Series (Paper Manufacturers Company Project), in the aggregate principal amount of Six Hundred Twenty-five Thousand dollars (\$625,000) for the purpose of procuring funds to loan to Paper Manufacturers Company 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 Paper Manufacturers Company on its 1982 Series promissory note which will be executed and delivered by Paper Manufacturers Company to evidence and secure said loan, and as otherwise provided in the above described 1982 Series Promissory Note, Loan Agreement and Trust Indenture and Bond Purchase 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 and Mayor are authorized and directed to sell such Bonds to Merchants National Bank & Trust Company of Indianapolis as agent for undisclosed principals at a price not less than 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest on the bonds equal to thirteen percent (13%) or at such higher rate as may be provided for in the Loan Agreement, Trust Indenture, 1982 Series Promissory Note, and the Bond Purchase Agreement or the Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement and the City of Indianapolis, Indiana Economic Development Revenue Bonds, 1982 Series (Paper Manufacturers Company Project), the Trust Indenture and the Bond Purchase 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. 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 Merchants National Bank & Trust Company of Indianapolis, as Trustee, payment for which will be made to Merchants National Bank & Trust Company of Indianapolis as Trustee. The Mayor and City Clerk may by their execution of the Financing Agreement, the Trust Indenture, the Bond Purchase Agreement, and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27(a)(1) through (a)(11).

SECTION 6. The provisions of this ordinance, the Trust Indenture and the Bond Purchase Agreement shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bonds, 1982 Series (Paper Manufacturers Company 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 upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 220, 1982. This proposal establishes the rules and procedures for the preparation of the 1983 Annual Budget. Councillor Miller noted that this proposal re-authorizes the County Auditor to balance the budgets and submit them to the Council. Councillor Miller moved, seconded by Councillor West, for adoption. Proposal No. 220, 1982, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Holmes, Jones, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

3 NAYS: Boyd, Howard, Journey

3 NOT VOTING: Clark, Gilmer, Hawkins

Proposal No. 220, 1982, was retitled GENERAL ORDINANCE NO. 53, 1982, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 1982

A GENERAL ORDINANCE establishing the rules and procedures for the preparation of the 1983 Annual Budget for City and County Government. (Amends Code Sec. 2-403)

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 2, Section 2-403, be, and the same is hereby amended by deleting the cross-hatched portions and adding the portions underlined, to wit:

Sec. 2-403.

This division shall only apply to the Budget prepared and submitted in 1981 $\underline{1982}$ for the budget year 1982 $\underline{1983}$.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 205, 1982. This proposal amends the Dwelling Districts Zoning Ordinance of Marion County, 66-AO-2, adding Section 2.175 for location of Manufactured Homes. The President called for public testimony at 7:50 p.m. Mr. J. Nicholas Shelley, Administrator for the Division of Planning and Zoning of the Department of Metropolitan Development, stated that Public Law 312 was enacted on March 27, 1981, by the General Assembly. The law on manufactured homes states that local governments may not totally preclude manufactured homes, but does allow local government to apply general standards for roofing materials, siding materials and under floor space enclosure requirements. There is a minimum square footage of 950 feet with a minimum width of 23 feet for Marion County. This proposal will require a Special Exception to be granted for most manufactured homes. A public hearing will be required by this process and written notice is required to be given to adjacent property owners, the neighborhood association and the City-County Councillor of the district. The public hearing will allow for a determination to be made as to whether the manufactured home will be in harmony with the character of the surrounding neighborhood. After discussion, Councillor Durnil moved, seconded by Councillor Miller, for adoption. Proposal No. 205, 1982, was adopted on the following roll call vote; viz:

22 YEAS: Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Howard, Jones, McGrath, Miller, Nickell, Page, Parker, Rhodes, Schneider, SerVaas, Stewart, Tintera, Vollmer, West

3 NAYS: Holmes, Journey, Rader

4 NOT VOTING: Borst, Gilmer, Hawkins, Strader

Proposal No. 205, 1982, was retitled GENERAL ORDINANCE NO. 54, 1982, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 54, 1982

The Metropolitan Development Commission of Marion County, Indiana, proposes amendment to said Marion County Council Ordinance No. 8-1957, as amended, the DWELLING DISTRICTS ZONING ORDINANCE of Marion County, Indiana (ORDINANCE 66-AO-2), adopted as an amendment thereto, as amended, amending Chapter II, sections 2.01(A), 2.02(A), 2.03(A), and 2.04(A), 2.05(A), 2.06(A), 2.07(A), 2.075(A), 2.09(A), 2.12(A), 2.13(A) and 2.19, and adding section 2.175 to provide for the location of Manufactured Homes in any zoning district in Marion County permitting one-family dwelling uses.

PROPOSAL NO. 206, 1982. This proposal for a rezoning ordinance in Washington Township, Councilmanic District 4, 4702 Kessler Boulevard, East Drive, was held out for public hearing by the Council on May 24, 1982. There were eight covenants agreed to by the petitioners and remonstrators that are included in the ordinance. Councillor Dowden moved that the eight covenants, Exhibit A, be the basis for the amendment to the ordinance, seconded by Councillor Vollmer. Consent was given on the amendment. The President called for public testimony at 8:20 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Vollmer, for adoption. Proposal No. 206, 1982, As Amended, was adopted on the following roll call vote; viz:

26 YEAS: Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West NO NAYS

3 NOT VOTING: Borst, Gilmer, Hawkins

Proposal No. 206, 1982, As Amended, was retitled REZONING ORDINANCE NO. 37, 1982, and reads as follows:

REZONING ORDINANCE NO. 37, 1982 82-Z-12 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 4
4702 KESSLER BOULEVARD, EAST DRIVE, INDIANAPOLIS
Steven Striebeck and Mary Esther Yarian, by Henry Y. Dein, request rezoning of 9.97 acres, being in D-2 district, to D-6 II classification, to provide for single-family condominium properties, as per plans filed.

PROPOSAL NO. 162, 1982. This proposal appropriates \$680,000 for the Central Equipment Management Division to purchase replacement vehicles. Councillor Dowden reported that the Administration Committee met on May 26, 1982, and recommended passage by a vote of 6-0. He noted that this money needs to be reappropriated for the Central Garage. The President called for public testimony at 8:22 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Cottingham, for adoption. Proposal No. 162, 1982, was adopted on the following roll call vote; viz:

22 YEAS: Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Parker, Rader, Rhodes, SerVaas, Strader, Tintera, Vollmer

3 NAYS: Page, Schneider, Stewart

4 NOT VOTING: Borst, Gilmer, Hawkins, West

Proposal No. 162, 1982, was retitled FISCAL ORDINANCE NO. 33, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) appropriating an additional Six Hundred Eighty Thousand dollars (\$680,000) in the City General Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing the unappropriated and unencumbered balance in the City General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing the authority and funding for the Central Equipment Management Division to purchase replacement vehicles in the amount of \$628,000 for the Department of Public Works and \$52,000 for the Department of Parks and Recreation which are included in the department budgets, but has not been budgeted by the Central Equipment Management Division.

SECTION 2. The sum of Six Hundred Eighty Thousand dollars (\$680,000), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION CENTRAL EQUIPMENT MANAGEMENT DIV.

CITY GENERAL FUND

Capital Outlay **Total Increase**

\$680,000 \$680,000

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

DEPARTMENT OF ADMINISTRATION

CENTRAL EQUIPMENT MANAGEMENT DIV. Unappropriated and Unencumbered

City General Fund

\$680,000 \$680,000

CITY GENERAL FUND

Total Reduction

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

PROPOSAL NO. 190, 1982. This proposal enlarges the boundaries of the Police and Fire Special Service Districts. Councillor West reported that the Public Safety and Criminal Justice Committee voted 6-0 on May 27, 1982, to postpone action on this proposal until the next meeting of the Committee. Councillor Boyd moved, seconded by Councillor Vollmer, to postpone Proposal No. 190, 1982, until June 21, 1982. Councillor Holmes stated that Shell Oil Company petitioned for this property to be annexed. He moved, seconded by Councillor Howard, for adoption. After considerable discussion, the President ruled that Proposal No. 190, 1982, would be postponed in Council until June 21, 1982.

PROPOSAL NO. 192, 1982. This proposal approves the issuance of Parks and Recreation Bonds in the amount of \$7,500,000. Councillor Clark stated that the Parks and Recreation Committee recommended passage of this proposal on June 3, 1982, by a vote of 4-0-2. The President called for public testimony at 8:31 p.m. There being no one present to testify, Councillor Clark moved, seconded by Councillor Howard, for adoption. Proposal No. 192, 1982, was adopted on the following roll call vote; viz:

19 YEAS: Brinkman, Campbell, Clark, Cottingham, Durnil, Holmes, Howard, Jones, McGrath, Miller, Nickell, Parker, Rader, Rhodes, SerVaas, Strader, Tintera, Vollmer, West

7 NAYS: Boyd, Coughenour, Dowden, Journey, Page, Schneider, Stewart 3 NOT VOTING: Borst, Gilmer, Hawkins

Proposal No. 192, 1982, was retitled GENERAL RESOLUTION NO. 3,:1982, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 3, 1982

A GENERAL RESOLUTION approving a Confirmatory Resolution of the Board of Parks and Recreation of the City of Indianapolis, Indiana, and approving the issuance of "City of Indianapolis Park District Bonds of 1982, First Issue" in the amount of Seven Million Five Hundred Thousand dollars (\$7,500,000).

WHEREAS, on April 22, 1982, the Board of Parks and Recreation of the City of Indianapolis, Indiana, did adopt a Declaratory Resolution, No. 5, 1982, declaring that it is necessary for the general welfare of the persons within the Park District of the City of Indianapolis, Indiana, and will be of public utility and benefit to the property in said Park District, to undertake certain projects of construction and improvement of property owned and used for park purposes within said Park District and to pay all expenses necessary to be incurred in connection with the proceedings and all of said projects; and estimated that the cost of such projects, and the incidental expenses necessary to be incurred in connection therewith, including the issuance of bonds, will be in the amount of \$7,500,000; and

WHEREAS, on May 13, 1982, after notice and hearing as provided by law, the Board of Parks and Recreation did adopt its Confirmatory Resolution No. 5, 1982, modifying and confirming said Declaratory Resolution and finding that the following projects of construction and improvement are necessary for the general welfare of the persons within the Park District, and will be of public utility and benefit:

1. A. J. THATCHER PARK

At A. J. Thatcher Park correct drainage deficiencies; construct picnic shelter; provide new parking area, curbs, and walks; improvements at sports field complex; reroof and insulate roof deck; install ceiling circulating fans; waterproof exterior for moisture control; fencing; replace swimming pool filter.

2. BROAD RIPPLE PARK

At Broad Ripple Park construct new pool and bathhouse to include community room and concession stand; resurface parking lot; relocate ball diamond; erect shelter; replace boat ramp; construct new equipment shed; install decorative security fence and gates; fencing.

3. CARSON PARK

At Carson Park pave existing unimproved road and parking lot.

4. CHRISTIAN PARK

At Christian Park Community Center renovate exterior, insulate and replace furnace; resurface community center road.

5. COFFIN GOLF COURSE

At Coffin Golf Course erect shelter; construct golf storage building.

6. EAGLE CREEK PARK AND GOLF COURSE

At Eagle Creek Park resurface West 65th Street from Raceway Road to the reservoir and Eagle Creek Parkway, Main Drive; renovate Nature Center/Lilly Lodge and Indian Museum to include new air conditioning and heating system, insulation, and humidity control; construct portable toilet pads; rehabilitate seawall; install additional pay entrance gate; add drinking fountain system on golf course; pave cart paths; construct slips and docks at 42nd Street marina.

7. ELLENBERGER PARK

At Ellenberger Park resurface parking lots; renovate playground areas; improve drainage systems; renovate filter system and reline pool; replace footbridge; improvements to ice rink; install asphalt walkways.

8. FALL CREEK PARKWAY

At two Fall Creek access sites install control bollards.

9. GARFIELD PARK

At Garfield Park renovate conservatory to include replacement of glass; redesign of interior; construct shelters; resurface streets; install curbs, sidewalks and barricades; construct new playground area; provide security fencing around amphitheatre; restore and rehabilitate bridges; construct portable toilet pads.

10. GUSTAFSON PARK AND POOL

At Gustafson Park and Pool erect vehicle maintenance bridge.

11. HEADQUARTERS BUILDING

At Headquarters Building repave a portion of the existing parking lot and road; reconstruction of north entryway.

12. HOLLIDAY PARK

At Holliday Park install concrete curbs; demolish comfort station and erect shelter in rose garden; paving; improvements to fountain; insulate community center and make handicap accessible; air conditioning and heating improvements; install signs.

13. HUBBARD MEMORIAL

At Hubbard Memorial install complete irrigation system.

14. KRANNERT PARK

At Krannert Park reconstruct community center windows; provide air and humidity modification; replace pool filter system and ground water relief valve; install gas heat; install pool liner and gutter system; reconstruct chlorine room; replace and insulate roof on community center.

15. PERRY PARK

At Perry Park construct sports field; renovate room to house Zamboni ice machine; provide a concession stand and lounge area at rink; enclose ice rink; replace compressor; convert bathhouse to multi-purpose facility; develop picnic area.

16. PLEASANT RUN GOLF COURSE

At Pleasant Run Golf Course improve and upgrade irrigation system; fencing; construct parking lots; erect shelter.

17. PORT OPTIMIST

At Port Optimist, located at 30th Street and Riverside Parkway, West Drive, convert present building to public use by providing concession stand and making handicap accessible; landscaping; fencing; resurface and reconstruct existing parking lot.

18. ROBEY PARK

At Robey Park construct parking lot; install basketball court, tennis courts and drinking fountain; grade and seed existing sports field and install new backstop.

19. PAUL RUSTER PARK

At Paul Ruster Park pave existing road and parking lot; construct new shelter; develop playground, picnic area and winter sports area to include a sliding hill and ice skating pond; grade, seed and barricade park area; provide new entrance gate.

20. SAHM PARK AND GOLF COURSE

At Sahm Park renovate existing pool to include installation of new pool liner, observation and diving tower and gutters, resurfacing deck area; construction of concession stand; replace overhead lights; renovate pool filter system; fencing; construct new parking areas; construct picnic shelter; enlarge pond and develop water recovery pump system for irrigation; install entrance sign; sandblast exterior walls of clubhouse; renovation of clubhouse by reroofing, carpeting, installing new furnace and air conditioning coils.

21. SARAH SHANK GOLF COURSE

At Sarah Shank Golf Course construct protective shelter; fencing; provide drinking fountains, dredge creek; upgrade irrigation system; replace two (2) bridges.

22. SMOCK GOLF COURSE

At Smock Golf Course construct protective and activity shelters; enlarge pond and upgrade irrigation system; provide asphalt cart paths; connect clubhouse to sewer.

23. SOUTHEASTWAY PARK

At Southeastway Park install pay entrance gates and gatehouse; construct picnic and maintenance equipment shelters; install portable toilet pads; install pedestrian bridge and trails; construct and equip playground area; construct two (2) paved parking lots; convert maintenance building to wood heating system.

24. SOUTH GROVE GOLF COURSE

At South Grove Golf Course upgrade clubhouse plumbing system; and upgrade irrigation system.

25. SOUTHWESTWAY GOLF COURSE

At Southwestway Golf Course construct multi-purpose storage area adjacent to maintenance building and remove old storage building; dredge lake, upgrade the irrigation and pumping system.

26. LAKE SULLIVAN, RIVERSIDE GOLF COURSE AND PARK

At Lake Sullivan area develop soccer field complex with necessary parking and lighting for complex and velodrome; fencing; dredge Lake Sullivan; install concrete bleachers and portable toilet pads; construct or resurface roads; establish picnic area; renovate (2) maintenance buildings; renovate golf clubhouse by installing additional electrical system, replacing facade and carpeting; install cart paths; construct new playground; landscaping.

27. WOODRUFF PLACE FOUNTAINS

At Woodruff Place Fountains connect fountain and fountain pump pit drains to main sewer.

28. 16th AND FRANKLIN

At 16th and Franklin pave parking lot.

29. 30th AND GERMAN CHURCH

At 30th and German Church construct parking lot; renovate maintenance building to include plumbing.

30. RESURFACING

Resurface tennis hard surface courts; and

WHEREAS, a petition has been filed under the provisions of I.C. 6-1.1-20-3 by more than fifty (50) owners of taxable real estate located within the Park District, requesting the Board of Parks and Recreation to issue bonds of said District in an amount not exceeding Ten Million dollars (\$10,000,000) for the purpose of procuring funds to be applied on the cost of one or more of the projects set out in said petition, which projects include those above set out, including the expenses in connection with said projects and the issuance of said bonds, which petition the Board has found to be sufficient under the provisions of the law; and

WHEREAS, the Board of Parks and Recreation of the City of Indianapolis, Indiana, on May 13, 1982, did adopt a Bond Resolution authorizing the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, as a special taxing district, including all of the territory of Marion County, to be designated as "City of Indianapolis Park District Bonds of 1982, First Issue," in the aggregate principal amount of Seven Million Five Hundred Thousand dollars (\$7,500,000), and to bear interest at a rate or rates not exceeding twelve percent (12%) per annum (the exact rate or rates to be determined by bidding); and

WHEREAS, the Board of Parks and Recreation of the City of Indianapolis, Indiana, has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to I. C. 36-3-5-8, and the City-County Council now finds that the issuance of said Bonds should be approved; 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 does hereby approve the Confirmatory Resolution of the Board of Parks and Recreation of the City of Indianapolis, Indiana, adopted on May 13, 1982, and all projects approved by said Board in its Confirmatory Resolution.

SECTION 2. The City-County Council does hereby approve the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana to be designated as "City of Indianapolis Park District Bonds of 1982, First Issue," in the aggregate principal amount of Seven Million Five Hundred Thousand dollars (\$7,500,000).

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

PROPOSAL NO. 196, 1982. This proposal appropriates \$25,000 for the Air Pollution Control Division for air quality planning. Councillor Coughenour reported that the Public Works Committee met on June 1, 1982, and recommended passage by a vote of 5-1. This grant will be applied to projects that are directed in complying with the Federal Clean Air Act to remove all remaining no-attainment designations. Councillor Coughenour moved, seconded by Councillor Brinkman, for adoption. Proposal No. 196, 1982, was adopted on the following roll call vote; viz:

20 YEAS: Boyd, Brinkman, Campbell, Cottingham, Coughenour, Durnil, Holmes, Howard, Jones, Journey, Nickell, Parker, Rader, Rhodes, SerVaas, Stewart, Strader, Tintera, Vollmer, West

5 NAYS: Clark, Dowden, McGrath, Page, Schneider 4 NOT VOTING: Borst, Gilmer, Hawkins, Miller

Proposal No. 196, 1982, was retitled FISCAL ORDINANCE NO. 34, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 34, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) and appropriating an additional Twenty-five Thousand dollars (\$25,000) in the Consolidated County Fund for purposes of the Department of Public Works, Air Pollution Control Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of payment for services to be rendered by the Department of Metropolitan Development, Division of Planning and Zoning, for air quality planning assistance to be paid for by special Clean Air Act Grant Funds.

SECTION 2. The sum of Twenty-five Thousand dollars (\$25,000), be, and the same is hereby appropriates for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS

AIR POLLUTION CONTROL DIVISION CONSOLIDATED COUNTY FUND

Other Services & Charges Total Increase

\$25,000 \$25,000

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

DEPARTMENT OF PUBLIC WORKS

AIR POLLUTION CONTROL DIVISION

CONSOLIDATED COUNTY FUND

Unappropriated and Unencumbered

\$25,000

Consolidated County Fund Total Reduction

\$25,000

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

PROPOSAL NO. 199, 1982. This proposal, authorizing the issuance of tax anticipation time warrants for the Park District and the Consolidated County Funds, was technically amended by changing Character 25 to Character 3 and recommended for passage by the Administration Committee on May 26, 1982, by a vote of 6-0. Councillor Dowden moved, seconded by Councillor Howard, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 199, 1982, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 199, 1982, Committee Recommendations."

s/Councillor Dowden

Council consent was given. The president called for public testimony at 8:39 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 199, 1982, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, SerVaas, Stewart, Strader, Vollmer, West NO NAYS

4 NOT VOTING: Gilmer, Hawkins, Schneider, Tintera

Proposal No. 199, 1982, As Amended, was retitled FISCAL ORDINANCE NO. 35, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 35, 1982

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis to make temporary loans for the use of the Park District Fund and Consolidated County Fund during the period July 1, 1982, to December 31, 1982, in anticipation of current taxes levied in the year 1981 and collectible in the year 1982, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; ratifying, approving, and confirming the proceedings had and action taken by the Police Special Service District Council, the Fire Special Service District Council, and the Sanitation Solid Waste District Council in authorizing the making of the temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated Fire Force Account, the Firemen's Pension Fund, and the Sanitary Solid Waste General Fund; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds that there will be insufficient funds in the Park District Fund to meet the current expenses of the Department of Parks and Recreation payable from said Fund prior to the December, 1982, distribution of taxes levied for said Fund; and

WHEREAS, the December, 1982, distribution of taxes to be collected for said Park District Fund will amount to more than two million nine hundred thousand dollars (\$2,900,000) and the interest cost of making a temporary loan for said Park District Fund; and

WHEREAS, the Controller has represented and the City-County Council now finds that there will be insufficient funds in the Consolidated County Fund to meet the current expenses of the Consolidated County Fund, payable from said Fund prior to December, 1982, distribution of taxes levied for said Fund; and

WHEREAS, the December, 1982, distribution of taxes to be collected for said Consolidated County Fund will amount to more than two million two hundred thousand dollars (\$2,200,000) and the interest cost of making a temporary loan for said Consolidated County Fund; and

WHEREAS, the Special Service District Council of the Police Special Service District has authorized the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Consolidated City Police Force Account in the amount of nine million one hundred thousand dollars (\$9,100,000) payable from the December, 1982 distribution of taxes levied for said account and the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Police Pension Fund in the amount of two million dollars (\$2,000,000) payable from the December, 1982, distribution of taxes levied for said Fund; and

WHEREAS, the Special Service District Council of the Fire Special Service District has authorized the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Fire Force Account in the amount of seven million four hundred thousand dollars (\$7,400,000) payable from the December, 1982, distribution of taxes levied for said account and the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Firemen's Pension Fund in the amount of two million two hundred thousand dollars (\$2,200,000) payable from the December, 1982, distribution of taxes levied for said Fund; and

WHEREAS, the Special Service District Council of the Solid Waste Special Service District has authorized the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Sanitary Solid Waste General Fund in the amount of two million seven hundred thousand dollars (\$2,700,000) payable from the December, 1982, distribution of taxes levied for said Fund; and

WHEREAS, a necessity exists for the making of temporary loans for said Funds and Accounts in anticipation of current revenues for said Funds and Accounts actually levied and in course of collection for the year 1982; now, therefore:

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

SECTION 1. The City of Indianapolis is authorized to borrow on a temporary loan for the use and benefit of the Park District Fund of said City in the amount of two million nine hundred thousand dollars (\$2,900,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1982, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed the maximum rate provided by law, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form set forth in Section 4. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 29, 1982. Said warrants, including interest shall be payable from the Park District Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Park District Fund from the December, 1982, distribution of taxes for said Park District Fund, viz: two million nine hundred thousand dollars (\$2,900,000) to the Park District Fund, the 1982 Budget Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and said Park District Fund, 1982 Budget Fund No. 092, Character 3 - Interest (Temporary Loans) and the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 2. The City of Indianapolis is authorized to borrow on a temporary loan for the use and benefit of the Consolidated County Fund of said City in the amount of two million two hundred thousand dollars (\$2,200,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1982, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed the maximum rate provided by law, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form set forth in Section 4. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 29, 1982. Said warrants, including interest shall be payable from the Consolidated County Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Consolidated County Fund from the December, 1982, distribution of taxes for said Consolidated County Fund, viz: two million two hundred thousand dollars (\$2,200,000) to the Consolidated County Fund, 1982 Budget Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and the Consolidated County Fund 1982 Budget Fund No. 027, Character 3 Interest (Temporary Loans) and the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 3. Said tax anticipation time warrants shall be executed in the name of the City of Indianapolis by the Mayor of said City, countersigned by the Controller of said City, the corporate seal of said City to be affixed thereto and attested by the Clerk of the Council. Said warrants shall be payable at the office of the Marion County Treasurer, ex officio Treasurer of the City of Indianapolis.

SECTION 4. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

\$

CITY OF INDIANAPOLIS INDIANA TAX ANTICIPATION TIME WARRANT

O	day or	, 19 , the City of Indianapolis, in Marion
County, Indiana, 1	promises to pay to the	bearer, at the office of the Marion County
Treasurer, ex offici	o Treasurer of the City	of Indianapolis, the sum of
		including interest on the principal
		eof to maturity, payable out of and from taxes
evied in the year (of 19, and payable	e in the year 19, which said taxes are now
n course of collect	ion for the	of the City of Indianapolis, with which
o pay general, curi	ent, operating expenses	of the
fhe maturity, evide		is one of a series of warrants aggregating a sum exclusive of interest added thereto to in anticipation of taxes levied and in course of of said City.
Said temporar	y loan was authorized b	by ordinance duly adopted by the
		at meetings thereof duly and legally
onvened and held	on theday of _	, 19, for the purpose
f providing funds	for the	at meetings thereof duly and legally , 19, for the purpose of said City of Indianapolis, in
ompliance with IC	36-3-4-22.	
mt		, , , , , , , , , , , , , , , , , , , ,
The considera	tion of said warrant is	s a loan made to the City of Indianapolis in
f 10	s levied for the	of said City for the year and said taxes so levied are hereby specifically
payab.	le in the year 19,	of said Tax Anticipation Time Warrant.
ppropriated and p.	leaged to the payment of	
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one precedent to aid warrants have I IN WITNESS igned in its corpocity of Indianapolity the Clerk of the Dated this	the authorization, pre- been done and performed. WHEREOF, the City rate name by its Mayo is, the corporate seal of City of Indianapolis.	t all acts, conditions and things required to be reparation, complete execution and delivery of ed as provided by law. of Indianapolis has caused the warrant to be r, and countersigned by the Controller of the f said City to be hereunto affixed, and attested

SECTION 5. The Controller is hereby authorized and directed to have said tax anticipation time warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute said tax anticipation time warrants in the manner substantially set out in the form hereinbefore provided. The Controller shall sell said warrants at public sale. Prior to the sale of said warrants, the Controller shall cause to be published a

notice of sale once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, as provided by law. All bids for said warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate or rates of interest for said warrants, or portion thereof bid for, shall be awarded to the bidder or bidders therefore submitting the lowest interest rate or rates. In the event two bidders submit the same interest rate for all or a portion of the warrants, such warrants shall be awarded to the bidder submitting the greatest premium. Any premium bid shall be used solely for the repayment of the principal of and interest on the warrants. No bid for less than par shall be considered, and the Controller shall have the right to reject any and all bids. The proper officers of the City are authorized to deliver the time warrants to the purchaser or purchasers of said warrants of the agreed purchase price. The warrants may all be delivered at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to said delivery by and between the Controller and the purchaser of the warrants.

SECTION 6. The proceedings had and action taken by the Board of Public Works of the City of Indianapolis in authorizing the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Sanitary Solid Waste General Fund for two million seven hundred thousand dollars (\$2,700,000) payable from the December, 1982, distribution of taxes levied for said funds, are hereby ratified, approved, and confirmed and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporat-

ed herein by reference.

SECTION 7. The proceedings had and action taken by the Special Service District Council of the Police Special Service District in authorizing the making of the temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Consolidated City Police Force Account in the amount of nine million one hundred thousand dollars (\$9,100,000) payable from the December, 1982, distribution of taxes levied for said Account and the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Police Pension Fund in the amount of two million dollars (\$2,000,000) payable from the December, 1982, distribution of taxes levied for said Fund, are hereby ratified, approved, and confirmed, and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

SECTION 8. The proceedings had and action taken by the Special Service District Council of the Fire Special Service District in authorizing the making of temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Consolidated City Fire Force Account, in the amount of seven million four hundred thousand dollars (\$7,400,000) payable from the December, 1982, distribution of taxes levied for said Account and the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Firemen's Pension Fund in the amount of two million two hundred thousand dollars (\$2,200,000) payable from the December, 1982, distribution of taxes levied for said Fund are hereby ratified, approved, and confirmed and to the extent as may be required by law, shall be deemed to the proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

SECTION 9. The proceedings had and action taken by the Special Service District Council of the Solid Waste Special Service District in authorizing the making of the temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Sanitary Solid Waste General Fund, in the amount of two million seven hundred thousand dollars (\$2,700,000) payable from the December, 1982, distribution of taxes levied for said Fund, are hereby ratified, approved, and confirmed and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

SECTION 10. This ordinance shall be in full force and effect from and after its adoption and compliance with all laws pertaining thereto.

SPECIAL ORDERS, UNFINISHED BUSINESS

PROPOSAL NO. 33, 1982. This proposal appropriates \$110,082 for the Sheriff to provide funds for Civil Deputies. Councillor West moved to Strike Proposal No. 33, 1982, seconded by Councillor Campbell. Council consent was given.

PROPOSAL NO. 91, 1982. This proposal requires printed identification on exterior of commercial trucks. Proposal No. 91, 1982, was postponed in Council until June 21, 1982.

SPECIAL ORDERS, FINAL ADOPTION

PROPOSAL NO. 160, 1982. This proposal, instructing the Department of Administration to examine City license and permit fees given recent increases in costs of regulating activities for which such fees are charged, was amended and recommended for passage by the Administration Committee on May 26, 1982, by a vote of 5-0-1. Councillor Dowden moved, seconded by Councillor Brinkman, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 160, 1982, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 160, 1982, Committee Recommendations."

s/Councillor Dowden

Consent was given. After discussion, Councillor Dowden moved, seconded by Councillor Brinkman, for adoption. Proposal No. 160, 1982, As Amended, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Holmes, Jones, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West NO NAYS

3 NOT VOTING: Gilmer, Hawkins, Howard

Proposal No. 160, 1982, As Amended, was retitled SPECIAL RESOLUTION NO. 36, 1982, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 36, 1982

A SPECIAL RESOLUTION instructing the Department of Administration to examine City license and permit fees.

WHEREAS, many license and permit fees charged by the City of Indianapolis have not been changed or reviewed for several years; and

WHEREAS, license and permit fees charged by the City of Indianapolis should be adequate to cover the costs of regulating activities for which such fees are charged; and

WHEREAS, the City of Indianapolis finds that its revenues are not increasing rapidly enough to keep pace with the needs of its citizens; 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 of Indianapolis and Marion County, Indiana, urges the Department of Administration to conduct a thorough survey of the adequacy of license and permit fees charged by the City of Indianapolis. The survey should examine the dates fees were established, fees currently charged, and inceases in the cost of administering programs upon which fees are based. The survey should also examine appropriate new license and permit fees which are needed to cover activities, permits, or licenses for which fees are not currently being charged. The Council asks the Department of Administration to report its findings and recommend specific changes in the level of fees on or before November 1, 1982.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 161, 1982. This proposal transfers \$13,000 for the City-County Council to accommodate the reduction of the State Board of Tax Commissioners. Councillor Dowden reported that the transfer reduces \$3,000 from Supplies and \$10,000 from Other Services and Charges. On May 26, 1982, the Administration Committee amended this proposal, but on June 2, 1982, amended it back to the original version with a "Do Pass" recommendation by a vote of 5-0. Councillor Dowden moved, seconded by Councillor Miller, for adoption. Proposal No. 161, 1982, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Strader, Tintera, Vollmer, West

1 NAY: Jones

3 NOT VOTING: Gilmer, Hawkins, Stewart

Proposal No. 161, 1982, was retitled FISCAL ORDINANCE NO. 36, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Thirteen Thousand dollars (\$13,000) in the Consolidated County Fund for purposes of the City-County Council and reducing certain orther appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of transferring funds to revise the 1982 budget to accommodate the reduction of \$26,141 imposed by the State Board of Tax Commissioners. The reduction was made on a prorated percentage basis for all offices funded by the Consolidated County Fund and the total reduction was applied to Character 1, Personal Services. The transfer is a managerial effort to continue basic functions.

SECTION 2. The sum of Thirteen Thousand dollars (\$13,000), be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

CITY-COUNTY COUNCIL

CONSOLIDATED COUNTY FUND

1. Personal Services
Total Increase

\$13,000 \$13,000

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

CITY-COUNTY COUNCIL

CONSOLIDATED COUNTY FUND

2. Supplies

Other Services & Charges
Total Reduction

\$ 3,000 10,000 \$13,000

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

PROPOSAL NO. 184, 1982. This proposal approves the actions of the Community Corrections Board with respect to their grant application. Councillor West reported that the Public Safety and Criminal Justice Committee sent this proposal to the Council "Without Recommendation." Councillor Jones moved to postpone action until after the first of the year to allow further study, seconded by Councillor Campbell. Councillor Durnil spoke against this motion. He stated that this proposal could be stricken and re-introduced after the first of the year when the Council will have a better idea of the budget situation after the State Legislature meets. Councillor Durnil moved, seconded by Councillor Jones, to Strike Proposal No. 184, 1982. Councillor West then moved, seconded by Councillor Boyd, to return Proposal No. 184, 1982, back to the Public Safety and Criminal Justice Committee. Councillor Dowden called for the question on Councillor West's motion and it failed on the following roll call vote; viz:

6 YEAS: Howard, Journey, Rhodes, Stewart, Strader, West

19 NAYS: Borst, Brinkman, Campbell, Clark, Cottingham, Dowden, Durnil, Holmes, Jones, McGrath, Miller, Nickell, Page, Parker, Rader, Schneider, SerVaas, Tintera, Vollmer

4 NOT VOTING: Boyd, Coughenour, Gilmer, Hawkins

Councillor Durnil moved, seconded by Councillor Jones, to cut off debate. The President called for a vote on Councillor Durnil's motion to strike Proposal No. 184, 1982, and it was Stricken on the following roll call vote; viz:

19 YEAS: Borst, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Holmes, Jones, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Tintera

8 NAYS: Boyd, Brinkman, Howard, Journey, Stewart, Strader, Vollmer, West 2 NOT VOTING: Gilmer, Hawkins

PROPOSAL NO. 193, 1982. This proposal transfers \$5,000 for Superior Court, Criminal Division, Room 5, for a new court room. Councillor West explained that the proposal allows Criminal Court 5 to be placed in the west wing of the City-County Building where there is better security. The Public Safety and Criminal Justice Committee recommended passage by a vote of 6-0 on May 27, 1982. Councillor West moved, seconded by Councillor Tintera, for adoption. Proposal No. 193, 1982, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Durnil, Holmes, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West NO NAYS

5 NOT VOTING: Dowden, Gilmer, Hawkins, Howard, Jones

Proposal No. 193, 1982, was retitled FISCAL ORDINANCE NO. 37, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Five Thousand dollars (\$5,000) in the County General Fund for purposes of the Marion County Superior Court, Criminal Division - Room 5, 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 2.03(b)(7) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of the construction of a new court room.

SECTION 2. The sum of Five Thousand dollars (\$5,000), be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION - ROOM 5

COUNTY GENERAL FUND

3. Other Services & Charges
Total Increase

\$5,000

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

MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION - ROOM 5

COUNTY GENERAL FUND

4. Capital Outlay

Total Reduction

\$5,000 \$5,000

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

PROPOSAL NO. 194, 1982. This proposal transfers \$10,000 for Superior Court, Criminal Division, Room 6, for a new court room. Councillor West noted that the Public Safety and Criminal Justice Committee recommended passage by a vote of 6-0 on May 27, 1982. He reiterated that the west wing of the City-County Building has better security and also a security elevator and lockup facilities. Councillor West moved, seconded by Councillor Journey, for adoption. Proposal No. 194, 1982, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Durnil, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West NO NAYS

4 NOT VOTING: Dowden, Gilmer, Hawkins, Jones

Proposal No. 194, 1982, was retitled FISCAL ORDINANCE NO. 38, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Ten Thousand dollars (\$10,000) in the County General Fund for purposes of the Marion County Superior Court, Criminal Division - Room 6, 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 2.03(b)(7) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of the construction of a new court room.

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

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION - ROOM 6

COUNTY GENERAL FUND

3. Other Services & Charges
Total Increase

\$10,000 \$10,000

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

MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION - ROOM 6

COUNTY GENERAL FUND

4. Capital Outlay Total Reduction \$10,000 \$10,000

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

PROPOSAL NO. 195, 1982. This proposal transfers \$12,182 for Superior Court, Criminal Division Probation, to purchase furniture panels due to office expansion. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage on May 27, 1982, by a vote of 6-0. He informed the Council that additional space is required due to the addition of probation officers for two new criminal courts. Councillor West moved, seconded by Councillor Campbell, for adoption. Proposal No. 195, 1982, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Holmes, Jones, Journey, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Vollmer, West

1 NAY: Tintera

3 NOT VOTING: Gilmer, Hawkins, Howard

Proposal No. 195, 1982, was retitled FISCAL ORDINANCE NO. 39, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Twelve Thousand One Hundred Eighty-two dollars (\$12,182) in the County General Fund for purposes of the Marion County Superior Court, Criminal Probation Department, 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 2.03(b)(1) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of transferring funds to purchase furniture panels due to the office expansion required by the increase in the number of criminal courts.

SECTION 2. The sum of Twelve Thousand One Hundred Eighty-two dollars (\$12,182), 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 SUPERIOR COURT CRIMINAL PROBATION DEPARTMENT

COUNTY GENERAL FUND

4. Capital Outlay
Total Increase

\$12,182 \$12,182

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

MARION COUNTY SUPERIOR COURT CRIMINAL PROBATION DEPARTMENT

COUNTY GENERAL FUND

3. Other Services & Charges
Total Reduction

 $\frac{$12,182}{$12,182}$

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

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Clark announced that the Municipal Corporations Committee will meet on Wednesday, June 23, 1982, to discuss Proposal No. 224, 1982, which deals with the name given to the Convention Center Expansion.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:10 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 7th day of June, 1982.

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

ATTEST:

President

Clerk of the City County Council

(SEAL)