

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

REGULAR MEETINGS, MONDAY, JANUARY 6, 1986

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:11 p.m., on Monday, January 6, 1986, with Councillor SerVaas presiding.

Councillor SerVaas lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

Councillor SerVaas requested the members to indicate their presence. The Clerk took the roll call of the Council, which was as follows:

PRESENT: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

ABSENT: Schneider

President SerVaas announced that a quorum of twenty-eight members was present.

INTRODUCTION OF GUESTS AND VISITORS

Councillor SerVaas introduced Mrs. Susan Williams, recently elected by the Democrat Precinct Committeemen to fill the vacancy created by the death of Mr. Campbell, Councillor in Councilmanic District No. 22. Mrs. Williams will serve the remainder of Mr. Ed Campbell's term.

Councillor Durnil introduced Mr. Carl Moldthan who was recently awarded the "Man of the Year Award" by the Indianapolis Star.

ADOPTION OF THE AGENDA

Consent was given to the adoption of the agenda of the City-County Council and the Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils of January 6, 1986, 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 AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that **REGULAR MEETINGS** of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, January 6, 1986, at 7:00 p.m., the purposes of such **MEETINGS** being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,

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

December 17, 1985

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 Thursday, December 26, 1985, a copy of **NOTICE TO TAXPAYERS** of a public Hearing on Proposal Nos. 856, 857, 858, 860, 861, 862, 863, 864, 866, 868, 869 and 870, 1985, to be held on Monday, January 6, 1986, at 7:00 p.m., in the City-County Building.

Respectfully,

**s/Beverly S. Rippy
City Clerk**

December 26, 1985

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 January 2, 1986, a copy of LEGAL NOTICE of Regulation Nos. 85-04 and 85-05, as transmitted by the Transportation Board of the Consolidated City of Indianapolis, to the Clerk of the Council on December 26, 1985. Within thirty (30) days, they shall become effective unless the Council prior to that time amends the regulations or suspends their effective dates.

Respectfully,

Beverly S. Rippy
s/City Clerk

December 23, 1985

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. 123, 1985, amending the City-County Annual Budget for 1985 (City-County Fiscal Ordinance No. 65, 1984) appropriating an additional One Hundred Thirty Thousand Dollars (\$130,000) in the Consolidated County Fund for purposes of the Department of Administration, Legal Division, and reducing certain other appropriations for the Department of Metropolitan Development, Planning Division.

FISCAL ORDINANCE NO. 124, 1985, approving temporary tax anticipation borrowing authorizing the City of Indianapolis to make temporary loans for the use of the Consolidated County Fund, the Park District Fund, the Flood Control General Fund, the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund, and the Sanitary Solid Waste General Fund during the period January 1, 1986, to December 31, 1986, in anticipation of current taxes levied in the year 1985 and collectible in the year 1986, 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; and fixing a time when this ordinance shall take effect.

FISCAL ORDINANCE NO. 125, 1985, amending the City-County Annual Budget for 1985 (City-County Fiscal Ordinance No. 65, 1984) appropriating an additional One Hundred Eighty-seven Thousand Eight Hundred Five Dollars (\$187,805) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration and Sports and Special Facilities Divisions, and reducing certain other appropriations for the Department of Parks and Recreation Divisions.

FISCAL ORDINANCE NO. 126, 1985, amending the City-County Annual Budget for 1985 (City-County Fiscal Ordinance No. 65, 1984) transferring and appropriating Nine Thousand Eight Hundred Fifty-Nine Dollars (\$9,859) in the County General Fund for purposes of the Marion County Superior Court, Probate Division and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 127, 1985, amending the City-County Annual Budget for 1985 (City-County Fiscal Ordinance No. 65, 1984) transferring and appropriating Eleven Thousand Six Hundred Dollars (\$11,600) in the County General Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that court.

GENERAL ORDINANCE NO. 107, 1985, indemnifying the directors of the Indianapolis Local Public Improvement Bond Bank.

GENERAL ORDINANCE NO. 198, 1985, amending Chapter 8 of the "Code of Indianapolis and of Marion County, Indiana", Chapter 8, Buildings and Construction, adjusting the fee structure for permits, adjusting bond and insurance provisions for listed contractors and licensed skilled trades and amending the powers of certain boards.

GENERAL ORDINANCE NO. 109, 1985, establishing a reserve fund for the advanced wastewater treatment plant.

GENERAL ORDINANCE NO. 110, 1985, amending the "Code of Indianapolis and Marion County, Indiana", by changing various parking, stopping, standing and parking meter zone regulations at various locations.

GENERAL ORDINANCE NO. 111, 1985, amending the "Code of Indianapolis and Marion County, Indiana", by changing various parking, stopping, standing and parking meter zone regulations at various locations.

GENERAL ORDINANCE NO. 112, 1985, amending the "Code of Indianapolis and Marion County, Indiana", by changing various parking, stopping, standing and parking meter zone regulations at various locations.

GENERAL ORDINANCE NO. 113, 1985, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 114, 1985, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 115, 1985, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

SPECIAL ORDINANCE NO. 91, 1985, authorizing the City of Indianapolis to issue one or more series of its "Economic Development Revenue Bonds, Series 1985, (Convention Garage Associates, Inc. Project)" in the maximum aggregate principal amount of Ten Million Dollars (\$10,000,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 92, 1985, designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements

imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

SPECIAL ORDINANCE NO. 93, 1985, authorizing the City of Indianapolis to issue its "Economic Development Mortgage Revenue Bonds (Indiana Sports Corporation Project)" in the aggregate principal amount of Fifteen Million Dollars (\$15,000,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 94, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Design Printing Company, Ind. Project)" in the aggregate principal amount of One Million Five Hundred Thousand Dollars (\$1,500,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 95, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Indianapolis Fruit Company, Inc. Project)" in the aggregate principal amount of Two Million Dollars (\$2,000,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 96, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (J & W Project)" in the aggregate principal amount of One Million Four Hundred Thousand Dollars (\$1,400,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 97, 1985, authorizing the issuance of \$5,430,000 aggregate principal amount of mortgage revenue bonds, series 1985 (FHA insured mortgage loan - Oakleaf II Project) of the City of Indianapolis for the purpose of financing part of the cost of a "Project" for Oakleaf/Indianapolis, Ltd.; providing for the pledge and assignment of revenues for the payment of said bonds; authorizing a trust indenture, supplemental loan agreement and agreement as to exemption authorizing the use and distribution of an official statement with respect to the bonds and acceptance of a bond purchase agreement in connection with the sale of such bonds appropriate for the security of such revenues and other agreements to secure further the payment of said bonds.

SPECIAL ORDINANCE NO. 98, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Clyde W. von Grimmenstein Project)" in the aggregate principal amount of One Million Five Hundred Thousand Dollars (\$1,500,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 99, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Throgmartin Realty Project)" in the aggregate principal amount of Four Million Dollars (\$4,000,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 100, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (R&R Enterprises Project)" in the aggregate principal amount of Five Hundred Thousand Dollars (\$500,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 101, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Loudermilk Project)" in

the aggregate principal amount of Two Million One Hundred Thousand Dollars (\$2,100,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 102, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Congregate Housing Partnership of Indianapolis Project)" in the aggregate principal amount of Five Million Five Hundred Thousand Dollars (\$5,500,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 103, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 A, B and C (Downey - Sloan Real Estate Leasing, Inc. Project)" in the aggregate principal amount of Two Million Three Hundred Fifty Thousand Dollars (\$2,350,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 104, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Union Federal Savings & Loan Association of Indianapolis Project)" in the aggregate principal amount of Three Million Two Hundred Thousand Dollars (\$3,200,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 105, 1985, of the City-County Council of the City of Indianapolis, Indiana, authorizing and providing for the issuance of City of Indianapolis (Indiana) multi-family housing revenue bonds (Canal Street Project), dated December 1, 1985, in the amount of \$38,500,000.

SPECIAL ORDINANCE NO. 106, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds (Summit Finishing Company, Inc. Project)" in the aggregate principal amount of One Million Eight Hundred Thousand Dollars (\$1,800,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 107, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Gabriel E. Aguirre Project)" in the aggregate principal amount of Two Million Six Hundred Thousand Dollars (\$2,600,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 108, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Fannie Mae Pass-Through Certificate Program-Suncrest Apartments Project)" in the aggregate principal amount of Three Million Six Hundred Thousand Dollars (\$3,600,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 109, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds (Masters Associates, II Project)" in the aggregate principal amount of Six Million One Hundred Fifty Thousand Dollars (\$6,150,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 110, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds (Waterford Place Associates Project)" in the aggregate principal amount of Eight Million Two Hundred Thousand Dollars (\$8,200,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 111, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (School No. 7 Project)" in

the aggregate principal amount of Eight Hundred Thousand Dollars (\$800,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 112, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds (Lockefield Associates Project)" in the maximum aggregate principal amount of Twenty Million Nine Hundred Thousand Dollars (\$20,900,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 113, 1985, authorizing the City of Indianapolis to issue its "Multi-Family Housing Revenue Bonds (The Canal Overlook Apartments Project) 1985 Series A" in the maximum aggregate principal amount of Nine Million Nine Hundred Thousand Dollars (\$9,900,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 114, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond (Pictorial Publishers, Inc. Project)" in the principal amount of One Million Five Hundred Thousand Dollars (\$1,500,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 115, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (FHA Insured Mortgage Loan Park Place Associates Project)" in the principal amount of One Million One Hundred Fifty-seven Thousand Four Hundred Dollars (\$1,157,400) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 116, 1985, designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

SPECIAL ORDINANCE NO. 117, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond (Webb/Henne Indianapolis Venture I Project)" in the principal amount of Eight Million One Hundred Thousand Dollars (\$8,100,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 118, 1985, designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

SPECIAL ORDINANCE NO. 119, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds (Indianapolis Historic Partners Project)" in the principal amount of Twenty Million One Hundred Thousand Dollars (\$20,100,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 120, 1985, designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

SPECIAL ORDINANCE NO. 121, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond (Algonquin Building Partners Project)"

in the principal amount of Six Hundred Fifty Thousand Dollars (\$650,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 122, 1985, designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

SPECIAL ORDINANCE NO. 123, 1985, of the City of Indianapolis, Indiana amending Special Ordinance No. 85, 1985 to reduce the authorized aggregate principal amount of bonds and to approve amended forms of financing documents concerning the issuance and sale of revenue bonds and the loaning of the proceeds derived therefrom to Symphony Tower, an Indiana Limited Partnership to finance the costs of construction of an economic development facility.

SPECIAL ORDINANCE NO. 124, 1985, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1985 (Buckingham/Balmoral Historical Partners Project)" in the principal amount of Four Million Four Hundred Thousand Dollars (\$4,400,000) and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 176, 1985, in memoriam of Edgar T. Campbell.

SPECIAL RESOLUTION NO. 177, 1985, honoring the 1985 Warren Central High School AAAAA State Football Champions.

SPECIAL RESOLUTION NO. 178, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 179, 1985, amending City-County Special Resolution No. 53, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 180, 1985, amending City-County Special Resolution No. 103, 1983, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 181, 1985, amending City-County Special Resolution No. 53, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 182, 1985, amending City-County Special Resolution No. 92, 1981, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 183, 1985, amending City-County Special Resolution No. 45, 1983, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 184, 1985, amending City-County Special Resolution No. 7, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 185, 1985, amending City-County Special Resolution No. 53, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 186, 1985, amending City-County Special Resolution No. 53, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 187, 1985, amending City-County Special Resolution No. 53, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 188, 1985, amending City-County Special Resolution No. 53, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 189, 1985, amending City-County Special Resolution No. 53, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 190, 1985, amending City-County Special Resolution No. 53, 1984, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 191, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 192, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 193, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 194, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 195, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 196, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 197, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 198, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III

ORGANIZATION OF COUNCIL

SELECTION OF TEMPORARY OFFICERS

Councillor Gilmer moved, seconded by Councillor Miller, to appoint Mr. Robert G. Elrod as the temporary chairman of the meeting and Mrs. Beverly S. Rippy as the temporary secretary. Dr. SerVaas then surrendered the gavel to Mr. Elrod.

ELECTION OF OFFICERS

Mr. Elrod opened the floor for nominations for the office of President. Councillor Cottingham nominated Councillor SerVaas for the office of President, seconded by Councillor Howard. Councillor Rader moved, seconded by Councillor Holmes, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor SerVaas as President.

Mr. Elrod then entertained nominations for the office of Vice President. Councillor Gilmer nominated Councillor Miller for the office of Vice President, seconded by Councillor Crowe. Councillor Giffin moved, seconded by Councillor Rader, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor Miller as Vice President.

Mr. Elrod then entertained nominations for the office of Clerk of the Council. Councillor Holmes nominated Mrs. Beverly S. Rippy for the office of Clerk of the Council, seconded by Councillor Rader. Councillor Holmes moved, seconded by Councillor McGrath, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Mrs. Beverly S. Rippy as Clerk of the Council.

REAPPOINTMENT OF STAFF

Mr. Elrod surrendered the gavel to President SerVaas, who requested the following staff members be reappointed:

Assistant Clerk - Karen S. Meier
General Counsel - Robert G. Elrod
Senior Fiscal Budget Analyst - Roy C. Icenogle
Research Director - Thomas H. Stoughton
Assistant Attorney - Kenneth T. Roberts

Consent was given for these reappointments.

Certification of Election of Caucus Leader

The undersigned Councillors having affiliated themselves with the caucus of the Republican Party, hereby certify that by a vote taken at that caucus on the 16th day of December, 1985, Donald W. Miller was elected as caucus leader.

Philip Borst	Ken Giffin
Amy S. Bradley	Richard F. Clark
Dwight Cottingham	Gordon G. Gilmer
Wayne E. Rader	Ray Crowe
Dave M. McGrath	Stephen R. West
William G. Schneider	Carlton E. Curry
Stanley P. Strader	Beurt SerVaas
Beulah Coughenour	Donald W. Miller
Allen L. Durnil	
Julius F. Shaw	
Betty Stewart	
Pat Nickell	

Certification of Election of Caucus Leader

The undersigned of the Democrat Party, hereby certify that by a vote taken at that caucus on the 16th day of December, 1985, Mrs. Lula Journey was elected as caucus leader.

Harold Hawkins	David Page	Glenn Howard
Rozelle Boyd	Lula M. Journey	

REPORT OF THE COMMITTEE ON COMMITTEES AND APPOINTMENT OF COMMITTEE CHAIRMEN

President SerVaas announced that committee assignments had been made for all committees for 1986 by the Committee on Committees and that he had appointed committee chairmen. President SerVaas submitted the following list of committee chairmen and members. By Consent the following committee list was approved:

Administration Committee: West, Chairman; Coughenour, Curry, Hawkins, Holmes, Howard, McGrath, Shaw, Strader

Community Affairs: Stewart, Chairman; Crowe, Curry, Giffin, Nickell, Bradley, Williams

County and Townships: Cottingham, Chairman; Bradley, Hawkins, Holmes, Giffin, Williams

Economic Development: Schneider, Chairman; Boyd, Clark, Gilmer, Howard, Rader, Stewart

Metropolitan Development: Borst, Chairman; Boyd, Crowe, Miller, Page, Rader, Strader

Municipal Corporations: Clark, Chairman; Durnil, Giffin, Howard, Shaw

Parks and Recreation: Durnil, Chairman; Crowe, Howard, Journey, Rhodes, Strader

Public Safety and Criminal Justice: Dowden, Chairman; Borst, Giffin, Hawkins, Holmes, Journey, Nickell, Shaw, West

Public Works: Coughenour, Chairman; Boyd, Bradley, Nickell, Page, Rhodes

Rules and Policy: McGrath, Chairman; Cottingham, Dowden, Hawkins, Journey, Miller, SerVaas

Transportation: Gilmer, Chairman; Curry, McGrath, Page, Rader, Schneider, Rhodes, Williams

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections for the Journals of October 15, October 28, and November 11, 1985. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 33, 1986. This proposal is in memory of Billy E. Copeland. Councillors Strader and McGrath co-sponsored Proposal No. 33, 1986. Councillor McGrath read the resolution and then presented it to Dan Copeland and Jon Meeks, Administrator of the Division of Development Services, Department of Metropolitan Development. Councillor McGrath moved, seconded by Councillor Strader, for adoption. Proposal No. 33, 1986, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 1, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 1986

A SPECIAL RESOLUTION in memory of Billy E. Copeland.

WHEREAS, Billy E. Copeland was a World War II Navy veteran; and,

WHEREAS, Billy E. Copeland was an Inspector in the Unsafe Building Division and former Code Enforcement Divisions of the Indianapolis Department of Metropolitan Development; and,

WHEREAS, Billy E. Copeland was a Republican Precinct Committeeman for many years and a member of the Bethany Wesleyan Church; and,

WHEREAS, Billy E. Copeland passed away Saturday, December 21, 1985; now, therefore:

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

SECTION 1. The Council recognizes and memorializes Billy E. Copeland for his many years of service and duty to his city, community, and friends.

SECTION 2. The Council extends its condolences to the family of Billy E. Copeland.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 34, 1986. This proposal is in memory of Willie T. Smith. Councillors Strader and Howard co-sponsored Proposal No. 34, 1986. Councillor Strader read the resolution and presented it to a fellow member of the Elks Lodge No. 104. Councillor Strader moved, seconded by Councillor Howard, for adoption. Proposal No. 34, 1986, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 2, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 1986

A SPECIAL RESOLUTION in memoriam of Willie T. Smith.

WHEREAS, William T. Smith passed away on Tuesday, December 17, 1985; and,

WHEREAS, while serving his country in World War II Willie T. Smith fought in five (5) major battles and was awarded five (5) Bronze Stars with three (3) Oak Leaf Clusters and a Purple Heart; and,

WHEREAS, Willie T. Smith was a member of the Disabled American Veterans, exalted ruler of Indiana Elks Lodge 104 for nineteen (19) years, past grand exalted ruler of the Improved Benevolent Protective Order of Elks of the World, district deputy grand exalted ruler of the Elks, past state president of the Improved Benevolent Protective Order of the Elks of the World, chairman of the Elk's state memorial committee, and a member and deacon of Mount Olive Missionary Baptist Church; 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 recognizes and honors Willie T. Smith for his service on behalf of all Americans as an outstanding soldier and his service on behalf of his community as an outstanding American.

SECTION 2. The Council further extends its condolences to the family of Willie T. Smith on their loss.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 35, 1986. This proposal approves the appointment of certain persons by the Mayor to serve in the office of deputy mayor and department directors during the period January 1, 1986, to December 31, 1986. Councillor SerVaas read the resolution. Councillor Miller moved for its adoption, seconded by Councillor SerVaas. Proposal No. 35, 1986, was adopted by unanimous voice vote, retitled COUNCIL RESOLUTION NO. 1, 1986, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 1, 1986

A COUNCIL RESOLUTION approving the appointment of certain persons by the Mayor to fulfill the offices of Deputy Mayor and Department Directors during the period from January 1, 1986 through December 31, 1986.

WHEREAS, pursuant to IC 36-3-3-8 and Sections 2-142 and 2-143 of the "Code of Indianapolis and Marion County, Indiana" certain mayoral appointments of deputy mayors and department directors are subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the names of his appointees for the named positions, to serve in their respective offices at his pleasure from January 1, 1986 through December 31, 1986; now, therefore:

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

SECTION 1. The following persons are approved and confirmed by the City-County Council for the respective offices for terms beginning January 1, 1986 and ending December 31, 1986 to serve at the pleasure of the Mayor, to wit:

Senior Deputy Mayor - Joseph A. Slash
Deputy Mayor - John L. Krauss
Director, Department of Administration - Donald R. McPherson
Director, Department of Metropolitan Development - David E. Carley
Director, Department of Parks and Recreation - F. Arthur Strong
Director, Department of Public Safety - Richard I. Blankenbaker
Director, Department of Public Works - Barbara S. Gole
Director, Department of Transportation - Fred L. Madorin

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

PROPOSAL NO. 36, 1986. This proposal honors Amos Brown of WTLC Radio Station and Barbara Boyd of WRTV Channel 6 for their services connected with the Lou Rawls Parade of Stars held December 28, 1985. Councillor Howard read the resolution and presented copies to Mr. Brown and Ms. Boyd. Councillor Howard moved, seconded by Councillor Clark, for adoption. Councillor Clark commended Ms. Boyd for her skills as a reporter and complimented the nature of her reports, stating that they are pleasant and informative. Proposal No. 36, 1986, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 3, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 3, 1986

A SPECIAL RESOLUTION commending Amos Brown, WTLC Radio, Barbara Boyd and WRTV Channel 6 for their public service in assisting the Lou Rawls Parade of Stars.

WHEREAS, the United Negro College Fund contributes to more than forty-three (43) predominately Black colleges and universities that are private and church sponsored; and,

WHEREAS, said institutions of higher learning have a combined student population of over forty-four thousand (44,000) students; and,

WHEREAS, the Lou Rawls Parade of Stars provides approximately twenty percent (20%) of said funding; and,

WHEREAS, WTLC Radio, Amos Brown, Barbara Boyd, and WRTV Channel 6 have donated their facilities and talent consistently since 1980 to assist the Lou Rawls Parade of Stars telethon; and

WHEREAS, said telethon generated \$156,000 locally and \$8.1 million dollars nationally to benefit the United Negro College Fund on Saturday, December 28, 1985; now therefore:

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

SECTION 1. WTLC, Amos Brown (Program Director of WTLC Radio), WRTV Channel 6, Barbara Boyd (Reporter and Anchor of WRTV Channel 6) are each individually commended for their community service.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 18, 1986. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a **GENERAL ORDINANCE** amending the Code by changing the name of the Division of Employment and Training to the Division of Occupational and Community Services"; and the President referred it to the Administration Committee.

PROPOSAL NO. 19, 1986. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** amending Fiscal Ordinance No. 87, 1985, pertaining to memberships for city departments and county agencies"; and the President referred it to the Administration Committee.

PROPOSAL NO. 20, 1986. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a **GENERAL ORDINANCE** amending General

Ordinance No. 59, 1985, by transferring the public housing function to the City"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 21, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the fire prevention ordinance, specifically the appointment of the fire prevention bureau chief"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 22, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning procedures for selecting wreckers"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 23, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing a loading zone for a portion of Virginia Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 24, 1986. Introduced by Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing parking control regulations for a portion of Alabama Street"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor SerVaas explained that Proposal Nos. 1-2, 4-12, and 14-15, 1986, were inducement resolutions granting extensions of the expiration dates contained in previously adopted special resolutions for various projects. Proposal Nos. 3 and 13, 1986, were withdrawn and not introduced. PROPOSAL NO. 1, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 71, 1985 (inducement resolution for Sterling Limited Partnership). PROPOSAL NO. 2, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 72, 1985 (inducement resolution for Nelson and Conard). PROPOSAL NO. 4, 1986, is an inducement resolution granting the

extension of the expiration date contained in previously adopted Special Resolution No. 74, 1985 (inducement resolution for Joesph F. Sexton). PROPOSAL NO. 5, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 75, 1985 (inducement resolution for Haskel W. Prock). PROPOSAL NO. 6, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 76, 1985 (inducement resolution for Park Place Associates). PROPOSAL NO. 7, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 77, 1985 (inducement resolution for Stenz & Associates). PROPOSAL NO. 8, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 80, 1985 (inducement resolution for William A. Schmadeke). PROPOSAL NO. 9, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 81, 1985 (inducement resolution for HPD Partners). PROPOSAL NO. 10, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 95, 1985 (inducement resolution for Hudson Lamm Heazlitt et.al. [Convention Garage Associates, Inc.]). PROPOSAL NO. 11, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution Nos. 72, 110, 1984 and Special Resolution No. 96, 1985 (inducement resolution for Massachusetts Point Partners Ltd.). PROPOSAL NO. 12, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution Nos. 77, 113, 1984, and Special Resolution No. 88, 1985 (inducement resolution for JMH Partners). PROPOSAL NO. 14, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 15, 1983 as amended by Special Resolution No. 91, 1985 (inducement resolution for J-C Products Corp. and Aluminum Finishing Corp.). PROPOSAL NO. 15, 1986, is an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 98, 1985 (inducement resolution for Robert L. Faris, Sr., and/or Waneta Sue Faris).

Councillor Clark reported that on January 2, 1986, the Economic Development Committee recommended passage of Proposal Nos. 1-2, 4-12, and 14-15, 1986, by

a vote of 6-0. Councillor SerVaas stated that if there were no objections from any Councillor one vote would be taken on Proposal Nos. 1-2, 4-12, and 14-15, 1986. There being no objections, Councillor Clark moved, seconded by Councillor Gilmer, for adoption. Proposal Nos. 1-2, 4-12, and 14-15, 1986, were adopted on the following roll call vote; viz:

26 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, Williams

NO NAYS

3 NOT VOTING: Gilmer, Schneider, West

Proposal No. 1, 1986, was retitled SPECIAL RESOLUTION NO. 4, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 4, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 71, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or sub-leased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 71, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Sterling Limited Partnership d/b/a The Sterling Group (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of August 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 2, 1986, was retitled SPECIAL RESOLUTION NO. 5, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 5, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or sub-leased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1985 (the "Inducement Resolution" of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Wayne R. Nelson and Dr. Richard T. Conard or a partnership of which they will be general partners (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of February 28, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 4, 1986, was retitled SPECIAL RESOLUTION NO. 6, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 6, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 74, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 74, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Joseph F. Sexton, a corporation controlled by him, or a limited partnership of which he or a corporation controlled by him is the general partner (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of February 28, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 5, 1986, was retitled SPECIAL RESOLUTION NO. 7, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 7, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 75, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 75, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by a to be formed Indiana limited partnership with Haskel W. Prock as general partner (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of February 28, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 6, 1986, was retitled SPECIAL RESOLUTION NO. 8, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 8, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 76, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 76, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Park Place Associates (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of August 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 7, 1986, was retitled SPECIAL RESOLUTION NO. 9, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 77, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 77, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Stenz & Associates or a partnership or partnerships to be formed by the principals of Stenz & Associates (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of February 28, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 8, 1986, was retitled SPECIAL RESOLUTION NO. 10, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 80, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 80, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by William A. Schmadeke and/or any to be formed partnership of which he is a partner (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of August 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 9, 1986, was retitled SPECIAL RESOLUTION NO. 11, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 11, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 81, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 81, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by HPD Partners, an Indiana General partnership, or its assigns or its successors (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of August 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 10, 1986, was retitled SPECIAL RESOLUTION NO. 12, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 95, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 95, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Convention Garage Associates, Inc. (the "Company") which Special Resolution set an expiration date of January 31, 1986

unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of February 28, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 11, 1986, was retitled SPECIAL RESOLUTION NO. 13, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1984 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1984 as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Massachusetts Point Partners, Ltd. (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of February 28, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 12, 1986, was retitled SPECIAL RESOLUTION NO. 14, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 77, 1984 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 77, 1984 as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by JMH Partners (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of February 28, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 14, 1986, was retitled SPECIAL RESOLUTION NO. 15, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 15, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 15, 1983 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 15, 1983 as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by A corporation to be formed by the merger of J-C Products Corporation and Aluminum Finishing Corporation of Indiana, or a partnership to be formed consisting of the principals of J-C Products and Aluminum Finishing Corporation of Indiana and the General Contractor (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of August 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 15, 1986, was retitled SPECIAL RESOLUTION NO. 16, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 16, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 98, 1985 as amended and 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. 36-7-12 and I.C. 36-7-11.9 (collectively 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, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 98, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Robert L. Faris, Sr. and/or Waneta Sue Faris or a corporation or partnership in which either of them owns a controlling interest (the "Company") which Special Resolution set an expiration date of January 31, 1986 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; 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 Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1986 contained therein and replacing said date with the date of August 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

PROPOSAL NO. 16, 1986. This proposal is a special ordinance designating the parcel of land commonly known as 1900 North Meridian Street as an economic development target area. PROPOSAL NO. 17, 1986. This proposal is an inducement resolution authorizing certain proceedings with respect to proposed economic development bond financing for Kosene Acquisitions, Inc. in an approximate amount of \$875,000. Councillor Clark reported that the project is the acquisition, renovation, installation and equipping of an existing building containing approximately 13,587 gross square feet located at 1900 North Meridian Street, Indianapolis on approximately 0.275 acres to be used by Kosene Acquisitions, Inc. or a partnership to be formed with David Kosene and Gerald Kosene as general partners and its affiliates for office space. The Economic Development Committee on January 2, 1986, recommended Proposal Nos. 16 and 17, 1986, Do Pass by a vote of 6-0. Councillor Clark moved, seconded by Councillor Gilmer, for adoption of Proposal Nos. 16 and 17, 1986. Proposal No. 16, 1986, was adopted on the following roll call vote; viz:

22 AYES: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Williams*

NO NAYS

7 NOT VOTING: *Dowden, Gilmer, Hawkins, Howard, Schneider, Strader, West*

Proposal No. 16, 1986, was retitled SPECIAL ORDINANCE NO. 1, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 1986

A SPECIAL ORDINANCE designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

WHEREAS, I.C. 36-7-11.9 and I.C. 36-7-12 limits the use of industrial development bonds for financing economic development facilities for retail trade, finance, insurance, real estate or certain services; and

WHEREAS, the statute provides that such economic development facilities may be financed by industrial development bonds if the facility is located in an Economic Development Target Area and the City-County Council finds the facility will not have an adverse competitive impact on operating facilities of the same kind in the same market area and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, I.C. 36-7-12-38 authorizes the City-County Council, after favorable recommendation by the Economic Development Commission, to designate by ordinance a specific geographic area in the Consolidated City, no larger than 15% of the area of the Consolidated City, as an Economic Development Target Area; and

WHEREAS, I.C. 36-7-11.9-4 indicates that an Economic Development Target Area means a geographic area that:

"(1) has become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration or improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property;

(2) has been designated as a registered historic district under the National Historic Preservation Act of 1966 or under the jurisdiction of a preservation commission organized under I.C. 36-7-11, I.C. 36-7-11.1, or I.C. 14-3-3.2; or

(3) encompasses buildings, structures, sites, or other facilities that are:

(A) listed on the national register of historic places established pursuant to the National Historic Preservation Act of 1966;

(B) listed on the register of Indiana historic sites and historic structures established under I.C. 14-3-3.3; or

(C) determined to be eligible for listing on the Indiana register by the Indiana state historic preservation officer."; and

WHEREAS, at its meeting on January 2, 1986 the Indianapolis Economic Development Commission reviewed, considered and favorably recommended to the City-County Council designating the parcels commonly known as 1900 North Meridian Street, Indianapolis, Indiana as an Economic Development Target Area which parcels are more specifically described as:

PARCEL I

Lot No. Four (4) in Square Twenty-two (22) in Drake's Addition to the City of Indianapolis, as per plat thereof, as recorded in the Office of the Recorder of Marion County, Indiana, including all buildings and improvements thereon.

PARCEL II

Thirty-eight (38) feet by parallel lines off of the entire West end of Lot Number Six (6) in Block 22, in Drakes Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 1, Page 96, in the Office of the Recorder of Marion County, Indiana

PARCEL III

Part of Lot Number Six (6) in Square Twenty-two (22) in Drake's Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 1, pages 95 and 96 in the Office of the Recorder of Marion County, Indiana, more particularly described as follows to-wit:

Beginning at a point in the North line of said Lot Six (6), 120 feet West of the Northeast corner thereof, and running thence West along said North line 50 feet to a point; thence South in a line parallel with the East line of said Lot, Sixty-one (61) feet to a point in the South line of said Lot, thence East along said South line 50 feet to a point, thence North 61 feet to the place of beginning.

ALSO

120 feet by parallel lines off of the entire East end of the South 1/2 of Lot number Six (6) in Square 22 in James P. Drake's Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 1, page 95, in the Office of the Recorder of Marion County, Indiana.

Subject to an easement for a private right of way over a strip of ground 10 feet in width off of the entire West end of above described tract.

now, therefore:

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

SECTION 1. It is hereby found that the parcels commonly known as 1900 South Meridian Street, Indianapolis, Indiana which are more specifically described as:

PARCEL I

Lot No. Four (4) in Square Twenty-two (22) in Drake's Addition to the City of Indianapolis, as per plat thereof, as recorded in the Office of the Recorder of Marion County, Indiana, including all buildings and improvements thereon.

PARCEL II

Thirty-eight (38) feet by parallel lines off of the entire West end of Lot Number Six (6) in Block 22, in Drakes Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 1, Page 96, in the Office of the Recorder of Marion County, Indiana

PARCEL III

Part of Lot Number Six (6) in Square Twenty-two (22) in Drake's Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 1, pages 95 and 96 in the Office of the Recorder of Marion County, Indiana, more particularly described as follows to-wit:

Beginning at a point in the North line of said Lot Six (6), 120 feet West of the Northeast corner thereof, and running thence West along said North line 50 feet to a point; thence South in a line parallel with the East line of said Lot, Sixty-one (61) feet to a point in the South line of said Lot, thence East along said South line 50 feet to a point, thence North 61 feet to the place of beginning.

ALSO

120 feet by parallel lines off of the entire East end of the South 1/2 of Lot number Six (6) in Square 22 in James P. Drake's Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 1, page 95, in the Office of the Recorder of Marion County, Indiana.

Subject to an easement for a private right of way over a strip of ground 10 feet in width off of the entire West end of above described tract.

meet the requirement imposed by I.C. 36-7-11.9-4, as amended of having "... become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration or improvements or character of occupancy, age obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property ...".

SECTION 2. This City-County Council hereby designates, pursuant to I.C. 36-7-11.9 and I.C. 36-7-12, as amended, the parcels set forth in Section 1 of this ordinance as an Economic Development Target Area.

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

Proposal No. 17, 1986, was adopted on the following roll call vote; viz:

23 AYES: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Dowden, Durnil, Giffin, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, Williams*
6 NOT VOTING: *Curry, Gilmer, Hawkins, Howard, Schneider, West*

Proposal No. 17, 1986, was retitled SPECIAL RESOLUTION NO. 17, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 17, 1986

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 "Issuer") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively 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, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, Kosene Acquisitions, Inc. or a partnership to be formed with David Kosene and Gerald Kosene as general partners (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, renovate, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities to be the acquisition, renovation, installation and equipping of an existing building containing approximately 13,587 gross square feet located at 1900 North Meridian Street, Indianapolis, Indiana on approximately 0.275 acres of land which will be used by Kosene Acquisitions, Inc. or a partnership to be formed with David Kosene and Gerald Kosene as general partners and its affiliates for office space; the acquisition, construction, installation and equipping of various site improvements at the facility; and the acquisition of machinery, equipment, fixtures and furnishings for use in the facility (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 4 at the end of one year and 11 at the end of three years) to be achieved by the acquisition, renovation, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, the acquisition, renovation, installation and equipping of the facilities will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or 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 or 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 Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an approximate amount of \$875,000 under the Act to be privately placed or a public offering with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, installation 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 Issuer and the Applicant; (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 provided that at the time of the proposed issuance of such bonds the aggregate amount of private activity bonds issued pursuant to such issue when added to the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, that inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and that the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and that no portion of such private activity bond limit has been guaranteed for the proposed project and subject to the further caveat that this inducement resolution expires August 31, 1986 unless such bonds have been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a

showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose (as defined in the Act) at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer City will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose or sell the same to the Applicant. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

PROPOSAL NOS. 25-32, 1986. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission December 19, 1985." No action was taken on Proposal Nos. 25-32, 1986, by the Council; and the proposals were deemed adopted. Proposal Nos. 25-32, 1986, were retitled REZONING ORDINANCES 1-8, 1986, and read as follows:

**REZONING ORDINANCE NO. 1, 1986 85-Z-189 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16**

3001 NORTH COLLEGE AVENUE, INDIANAPOLIS

Narinder Singh, by James R. Nickels, requests the rezoning of 0.2 acre, being in the D-5 district, to the C-3 classification, to provide for the renovation of a gas station.

**REZONING ORDINANCE NO. 2, 1986 85-Z-201 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 4**

5201 EAST 96TH STREET, INDIANAPOLIS

American Aggregates Corporation, by Mark W. Gray, requests the rezoning of 28.8 acres, being in the SU-25 and A-2 (GSB) districts, to the C-S classification, to provide for asphalt mixing plants and ready mix concrete processing.

**REZONING ORDINANCE NO. 3, 1986 85-Z-202 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25**

306 EAST COUNTY LINE ROAD, INDIANAPOLIS

Faith and Charity Assembly, Inc. request the rezoning of approximately 5 acres, being in the A-2 district, to the SU-1 classification, to provide for the construction of a church.

**REZONING ORDINANCE NO. 4, 1986 85-Z-204 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
8455 MASTERS ROAD, INDIANAPOLIS**
H. J. and E. M. Retmier request the rezoning of 1.58 acres, being in the SU-9 district, to the I-3-S classification, to provide for general industrial development.

**REZONING ORDINANCE NO. 5, 1986 85-Z-205 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 19
2001 SOUTH BRIDGEPORT ROAD, INDIANAPOLIS**
Jameson Camp, Inc., by Harry F. McNaught, Jr., requests the rezoning of approximately 91 acres being in the A-2 and SU-43 districts, to the SU-7 classification, to conform zoning to its use as a charitable camp for children.

**REZONING ORDINANCE NO. 6, 1986 85-Z-207 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
3661 WEST 86TH STREET, INDIANAPOLIS**
G. William Armstrong, by Stephen D. Mears, requests the rezoning of 2.15 acres, being in the A-2 district, to the C-3 classification, to provide for a neighborhood retail center.

**REZONING ORDINANCE NO. 7, 1986 85-Z-210, AMENDED PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
5217 MADISON AVENUE, INDIANAPOLIS**
Wilson-Blazek Builders, Inc., by Michael J. Kias, requests the rezoning of 10.05 acres, being in the D-3 and C-4 districts, to the D-11 classification, to provide for a mobile home park.

**REZONING ORDINANCE NO. 8, 1986 85-Z-218, AMENDED WASHINGTON
TOWNSHIP
COUNCILMANIC DISTRICT NO. 11
3802 NORTH SHERMAN DRIVE, INDIANAPOLIS**
EFB Development Company, Incorporated, by John W. Van Buskirk, requests the rezoning of 5.04 acres, being in the C-4 district, to the C-2 classification, to provide for the development of multi-family housing.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 774 and 775, 1985. These two proposals for rezoning ordinances were certified by the Metropolitan Development Commission on November 21, 1985. PROPOSAL NO. 774, 1985, is for Center Township, Councilmanic District No. 21; 1006, 1014 and 1018 Fletcher Avenue, Indianapolis: Calvary Tabernacle requests the rezoning of 0.688 acre, being in the C-5 district, to the SU-1 classification, to provide for additional parking for the church. PROPOSAL NO. 775, 1985, is also for Center Township, Councilmanic District No. 21, 963 English Avenue, Indianapolis: Calvary Tabernacle requests the rezoning of 0.229 acre, being in the D-8 district, to the SU-1 classification, to provide for additional parking for the church.

Councillor SerVaas asked if there were persons present who wished to address the two proposals for rezoning ordinances. He requested that all comments be kept brief.

Mr. Ron Baker, Counsel for Calvary Tabernacle, stated that an agreement had been reached with the remonstrator.

Mrs. Sheila Kennedy, Counsel for the Fountain Square Investment Place Corporation, confirmed that agreements had been reached and that the Corporation was satisfied with the new commitments.

Mr. Richard Dick, Counsel for the remonstrator, confirmed that agreements had been reached and that the new commitments represent recent negotiations.

Mr. Angelo Franceschina, Director of the Fountain Square Investment Place Corporation, thanked everyone involved for their patience.

Mr. Richard Camby, resident of the area, requested to address the Council. Councillor SerVaas granted Mr. Camby's request, explaining that comments should be brief. Instead of addressing the Council, Mr. Camby addressed the audience and indirectly questioned the members of the Calvary Tabernacle Church, asking them if they knew why they were attending the Council meeting. Mr. Camby remarked that "power corrupts and exists with numbers of people". Councillor SerVaas interrupted Mr. Camby and informed him that "the forum was not available for expanded dissertation". Mr. Camby thanked the Council for being able to state the comments.

Councillor McGrath moved, seconded by Councillor Borst, as follows:

Mr. President:

I move that Proposal No. 774, 1985, (Rezoning Docket No. 85-A-120A) be amended by conditioning the approval upon certain additional commitments of the petitioners, which are submitted to the Council, attached hereto and made part of the ordinance, effective upon certification of the additional commitments by the Metropolitan Development Commission.

I move that Proposal No. 775, 1985, (Rezoning Docket No. 85-A-120B) be amended by conditioning the approval upon certain additional commitments of the petitioners, which are submitted to the Council, attached hereto and made part of the ordinance, effective upon certification of the additional commitments by the Metropolitan Development Commission.

Councillor McGrath read the new commitments for Proposal No. 774, 1985, As Amended, which were as follows:

1. The Petitioner agrees that it will not object to a petition by the remonstrator Mary Vinci to vacate the alley directly to the east of her property at 942 Fletcher Avenue. Petitioner further agrees that if the alley is vacated that it will enter into a recordable easement giving Mary Vinci the right to block off the alley and to utilize it as a private driveway. This covenant is subject to the agreement by the remonstrator, Mary Vinci, that she will not object to a petition by the Petitioner to vacate the alley to the north of her property. The remonstrator shall further agree that if the alley is vacated, that she will enter into a recordable easement giving Petitioner the right to use the vacated alley as a driveway.
2. The landscaping for the above-described lots shall be subject to the Administrator's approval.
3. The foregoing are subject to withdrawal of Mary Vincis' remonstrance to Petition for Rezoning in Case No. 85-Z-120A, and to settlement of Cause No. S382-1372 now pending in the Marion Superior Court, Civil Division, Room 3; and the foregoing are understood to be withdrawn if either of said conditions are not met.
4. The Petitioner agrees that the easement described in Paragraph 1 (one) above shall also run in favor of the successors, assigns, and other transferees of the property by Mary Vinci.
5. The Respondent agrees that the easement described in paragraph 1 (one) above shall also run in favor of the successors, assigns, and other transferees of the interest of Petitioner.
6. The Respondent agrees that if in order for Vinci to obtain approval to vacate the alley immediately to the east of her house it is also necessary to vacate the alley directly to the north of her property that the Petitioner will file a petition to vacate such alley.
7. Petitioner agrees that if the alley to the east of Mary Vinci's property is vacated that Mary and her successors, assigns, and transferees shall be entitled to park cars upon the alley property as well as use it for a driveway. Furthermore, Petitioner agrees that it will not use such vacated property in such manner that it will interfere with such use.

Councillor McGrath read the new commitments for Proposal No. 775, 1985, As Amended, which were as follows:

1. The Petitioner agrees that from this date forward it will not engage in any demolition, re-surfacing, construction, or other modification of real estate, or any activity which could reasonable be deemed a beginning of such activity, without first obtaining any city, county, or other permits required by law or local ordinance.
2. Upon adoption of rezoning Petition 85-Z-120B by the City-County Council changing the zoning classification of the real estate from a D-8 zoning classification to a SU-1 zoning classification, these commitments shall be returned to the Department of Metropolitan Development Division for recording and be made part of the Department's permanent records.
3. The following are subject to withdrawal of all remonstrators to Petition for Rezoning in Cause No. 85-Z-120B, and are understood to be withdrawn if such condition is not met.

Consent was given to the amendments. The President called for public testimony at 8:02 p.m. There being no one present to testify, Councillor McGrath moved, seconded by Councillor Boyd, for adoption of Proposal Nos. 774 and 775, 1985 As Amended.

Proposal No. 774, 1985, As Amended, retitled REZONING ORDINANCE NO. 9, 1986, was adopted on the following roll call vote; viz:

28 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

1 NOT VOTING: Schneider

Proposal No. 775, 1985, As Amended, retitled REZONING ORDINANCE NO. 10, 1986, was adopted on the following roll call vote; viz:

26 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

3 NOT VOTING: Hawkins, Howard, Schneider

PROPOSAL NO. 856, 1985. This proposal transfers \$550 from the County Auditor to the Cooperative Extension service to increase salaries below \$10,000. Councillor Stewart stated that the salary increases were discussed during committee hearings for the 1986 Budget, and it was decided at that time for the increases to be granted after January 1, 1986, and effective upon the first pay period in 1986. The Community Affairs Committee on December 18, 1985, recommended Proposal No. 856, 1985, Do Pass by a vote of 6-0. The President called for public testimony at 8:06 p.m. There being no one present to testify, Councillor Stewart moved, seconded by Councillor Nickell, for adoption. Proposal No. 856, 1985, was adopted on the following roll call vote; viz:

22 AYES: Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Gilmer, Holmes, Journey, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, Williams

NO NAYS

7 NOT VOTING: Borst, Durnil, Hawkins, Howard, McGrath, Schneider, West

Proposal No. 856, 1985, was retitled FISCAL ORDINANCE NO. 1, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 1, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Five Hundred Fifty Dollars (\$550) in the County General Fund for purposes of the Marion County Cooperative Extension Service and reducing certain other appropriations for the Marion County Auditor.

**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 2.01 (c)(4) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of transferring funds from the County Auditor's budget to increase salary levels to \$10,000.

SECTION 2. The sum of Five Hundred Fifty Dollars (\$550) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$550</u>
TOTAL INCREASE	\$550

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

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$550</u>
TOTAL REDUCTION	\$550

SECTION 5. The personnel schedule is hereby amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

4) COOPERATIVE EXTENSION SERVICE - Dept. 01

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Administrator	1	16,914	16,914
Secretaries	11	20,336	120,140 121,015
Extension Agents	16	18,712	188,741
Overtime			1,500
Camp Counselors	—		25,000
TOTAL	28		435,180 353,170

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 857, 1985. This proposal appropriates \$210,000 to purchase software for reassessment for the Marion County Auditor. Councillor Cottingham moved to postpone Proposal No. 857, 1985, until the January 27, 1986, meeting of the Council. Consent was given.

PROPOSAL NO. 858, 1985. This proposal transfers \$57,655 from the County Auditor to the Clerk of the Circuit Court and County Healthcare Center to increase salaries below \$10,000. Councillor Cottingham stated that the salary increases were discussed during committee hearings for the 1986 Budget, and it was decided at that time for the increases to be granted after January 1, 1986, and effective upon the first pay period in 1986. The County and Townships Committee on December 18, 1985, recommended Proposal No. 858, 1985, Do Pass by a vote of 5-0. The President called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Giffin, for adoption. Proposal No. 858, 1985, was adopted on the following roll call vote; viz:

23 AYES: *Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, Williams*

1 NAY: *Durnil*

5 NOT VOTING: *Borst, Clark, Howard, Schneider, West*

Proposal No. 858, 1985, was retitled FISCAL ORDINANCE NO. 2, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Fifty-seven Thou-

sand Six Hundred Fifty-five Dollars (\$57,655) in the County General Fund for purposes of the Marion County Clerk of the Circuit Court and Marion County Healthcare Center and reducing certain other appropriations for the Marion County Auditor.

**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 2.01 (a)(3) and (c)(3) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of transferring funds from the County Auditor's budget to increase salary levels to \$10,000.

SECTION 2. The sum of Fifty-seven Thousand Six Hundred Fifty-five Dollars (\$57,655) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$33,876

<u>COUNTY HEALTHCARE CENTER</u>	
1. Personal Services	<u>23,779</u>
TOTAL INCREASE	\$57,655

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

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$57,655
TOTAL REDUCTION	\$57,655

SECTION 5. The personnel schedules are hereby amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(3) CLERK OF THE CIRCUIT COURT - Dept. 07

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
County Clerk	1	42,500	42,500
Chief Deputy	1	27,347	27,347
Chief Clerk	1	25,738	25,738
Sr. Admin. Asst.	2	24,707	45,707
Admin. Asst.	1	19,294	19,294
Supervisor	10	19,294	126,000
Asst. Supervisor	6	16,926	67,200
Clerk Specialist I	7	15,435	81,779
Clerk Specialist II	46	14,333	500,1450 <u>508,990</u>
Clerk Specialist III	52	12,040	508,990 <u>528,938</u>
Temporary			46,659
Vacancy Factor			(32,870)
TOTAL	127		1,438,400 <u>1,487,282</u>

(3) MARION COUNTY HEALTHCARE CENTER - Dept. 21

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Administrator	1	41,368	41,368
Director of Nursing	1	33,614	33,614
Exec. Housekeeper/Laundry Manager	1	29,479	29,479
Business Manager	1	27,300	27,300
Coord. of Staff Develop.	1	25,873	25,873
Registered Dietician	1	25,873	25,873
Human Service Workers	2	25,662	47,654
Physical Plant Technicians	13	25,491	219,988
Chaplain	1	24,201	24,201
Directors of Food Service	2	20,901	40,761
Clinical Nurses	44	20,901	739,218
Office Technicians	22	18,497	281,881 285,944
Ancillary Technicians	4	16,083	50,426
Ancillary Assistants	6	15,683	87,407
Grooming Assistants	2	15,288	18,268 25,288
Supervisors	6	14,313	77,989
Activity Workers	7	13,384	75,035
Housekeeping/Laundry Asst.	25	11,516	282,951 253,719
Intern	1	11,172	11,172
Cooks	5	10,699	53,125
Nursing Assistants	78	9,931	758,805 762,076
Dietary Assistants	25	9,931	241,280 249,687
Dentist	1	5,390	5,390
Podiatrist	1	4,706	4,706
Overtime			35,000
Board Per Diem			2,100
Vacancy Factor			(408,879)
TOTAL	251	\$2,801,785	<u>2,825,514</u>

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 860, 1985. This proposal appropriates \$371,934 for the Prosecuting Attorney and County Auditor for reimbursable grants continuing in 1986. Councillor Dowden stated that there are several grants involved, most of which concern juvenile funds. The Public Safety and Criminal Justice Committee on December 18, 1986, recommended Proposal No. 860, 1985, Do Pass by a vote of 5-0. President SerVaas called for public testimony at 8:13 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 860, 1985, was adopted on the following roll call vote; viz:

23 AYES: Boyd, Bradley, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, Williams

NO NAYS

6 NOT VOTING: Borst, Crowe, Gilmer, Howard, Schneider, West

Proposal No. 860, 1985, was retitled FISCAL ORDINANCE NO. 3, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Three Hundred Seventy-one Thousand Nine Hundred Thirty-four Dollars (\$371,934) in the State and Federal Grant Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant 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 2.01 (b)(22) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of appropriating funds from reimbursable grants continuing in 1986.

SECTION 2. The sum of Three Hundred Seventy-one Thousand Nine Hundred Thirty-four Dollars (\$371,934) 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:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
31. Personal Services	\$168,475
32. Contractual Services	96,797
33. Travel	3,600
34. Equipment	7,200
35. Operating Expenses	5,201
	281,273
 <u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	90,661
TOTAL INCREASE	\$371,934

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

STATE AND FEDERAL GRANT FUND

Unappropriated and Unencumbered
State and Federal Grant Fund
TOTAL REDUCTION

\$371,934
\$371,934

SECTION 5. The personnel schedule is hereby established as follows herein:

(22) PROSECUTING ATTORNEY - Dept. 25

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Dep. Pros.	7	37,941	103,065
Investigatory	2	26,000	27,367
Paralegal	2	20,488	31,500
Systems Anyl.	1	11,000	11,000
Secretary	2	18,055	13,977
Data Entry	1	6,500	6,500
Director	2	17,500	17,500
Refer. Couns.	3	16,500	30,500
Vol. Coord.	2	14,000	14,000
Scrng. Dep.	1	10,000	3,375
Vacancy Factor			<u>(90,309)</u>
TOTAL	26		168,475

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 861, 1985. This proposal appropriates \$8,850 for the Prosecuting Attorney for the Juvenile Intake Center. Councillor Dowden stated that the appropriation is to purchase computer equipment which will be installed at the Juvenile Detention Center. The purchase has been approved by the Information Services Agency Management Board. The Public Safety and Criminal Justice Committee at its December 18, 1985, meeting recommended Proposal No. 861, 1985, Do Pass by a vote of 5-0. The President called for public testimony at 8:14 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 861, 1985, was adopted on the following roll call vote; viz:

24 AYES: *Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Williams*

NO NAYS

5 NOT VOTING: *Borst, Howard, Schneider, Strader, West*

Proposal No. 861, 1985, was retitled FISCAL ORDINANCE NO. 4, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Eight Thousand Eight Hundred Fifty Dollars (\$8,850) in the Prosecutor's Diversion Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Prosecutor's Diversion 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 2.01 (b)(22) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of appropriating funds to purchase computer equipment for the Juvenile Intake Center.

SECTION 2. The sum of Eight Thousand Eight Hundred Fifty Dollars (\$8,850) 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:

<u>PROSECUTING ATTORNEY</u>	<u>PROSECUTOR'S DIVERSION FUND</u>
4. Capital Outlay	<u>\$8,850</u>
TOTAL INCREASE	\$8,850

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

	<u>PROSECUTOR'S DIVERSION FUND</u>
Unappropriated and Unencumbered Prosecutor's Diversion Fund	<u>\$8,850</u>
TOTAL REDUCTION	\$8,850

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

PROPOSAL NO. 862, 1985. This proposal appropriates \$1,014 for Superior Court, Civil Division, Room 4, to reclassify a position and salary. Councillor Dowden moved to postpone Proposal No. 862, 1985, until the January 27, 1986, meeting of the Council. Consent was given.

PROPOSAL NO. 863, 1985. This proposal appropriates \$50,000 for the Superior Court, Juvenile Division, for additional personnel to staff a twenty-four hour

central intake unit. Councillor Dowden stated that Proposal No. 863, 1985, provides for the hiring of two additional probation officers, one to work with the detention procedure and the other to work on the Runaway Program. The \$10,000 request for Character 03 is for microfilming social and legal files which has not been done for years. The \$10,000 going into Character 04 is for new equipment for the Probation Department, such as typewriters, chairs and desks. The Public Safety and Criminal Justice Committee on December 18, 1985, recommended Proposal No. 863, 1985, Do Pass by a vote of 6-0. The President called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 863, 1985, was adopted on the following roll call vote; viz:

23 AYES: *Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Ser Vaas, Shaw, Stewart, Strader, Williams*

NO NAYS

6 NOT VOTING: *Borst, Boyd, Durnil, Howard, Schneider, West*

Proposal No. 863, 1985, was retitled FISCAL ORDINANCE NO. 5, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Fifty Thousand Dollars (\$50,000) in the Juvenile Probation Fees Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the Juvenile Probation Fees 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 2.01 (b)(4) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of appropriating funds for additional personnel to staff a twenty-four hour central intake unit.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) 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:

SUPERIOR COURT - JUVENILE DIVISION

JUVENILE PROBATION FEES FUND

1. Personal Services	\$30,000
3. Other Services & Charges	10,000
4. Capital Outlay	<u>10,000</u>
TOTAL INCREASE	\$50,000

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

JUVENILE PROBATION FEES FUND

Unappropriated and Unencumbered	
Juvenile Probation Fees Fund	<u>\$50,000</u>
TOTAL REDUCTION	\$50,000

SECTION 5. The personnel schedule is hereby amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

**(4) SUPERIOR COURT - JUVENILE DIVISION - Dept. 65
Juvenile Probation Fees Fund**

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Probation	<u>146</u>	24,679	30,000 <u>90,000</u>
TOTAL	<u>146</u>		150,000 <u>90,000</u>

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 864, 1985. This proposal transfers \$28,215 from the County Auditor to the Prosecuting Attorney, Juvenile Detention Center and Superior Court, Juvenile Division. Councillor Dowden explained that the transfer is to fund salary increases for persons earning under \$10,000 annually. The increases were discussed during committee hearings for the 1986 Budget, and it was decided at that time for the increases to be granted after January 1, 1986, and effective upon the first pay period in 1986. The Public Safety and Criminal Justice Committee on December 18, 1985, recommended Proposal No. 864, 1985, Do Pass by a 6-0 vote. The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Giffin, for adoption. Proposal No. 864, 1985, was adopted on the following roll call vote; viz:

23 AYES: Boyd, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Journey, Miller, Nickell, Page, Rader, Rhodes, SerVaas,

Shaw, Stewart, Strader, West, Williams

1 NAY: Durnil

5 NOT VOTING: Borst, Bradley, Howard, McGrath, Schneider

Proposal No. 864, 1985, was retitled FISCAL ORDINANCE NO. 6, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Twenty-eight Thousand Two Hundred Fifteen Dollars (\$28,215) in the County General Fund for purposes of the Marion County Prosecuting Attorney, Marion County Superior Court, Juvenile Division and the Marion County Juvenile Detention Center and reducing certain other appropriations for the Marion County Auditor.

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 2.01 (b)(4, 5 and 22) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of transferring funds from the County Auditor's budget to increase salary levels to \$10,000.

SECTION 2. The sum of Twenty-eight Thousand Two Hundred Fifteen Dollars (\$28,215) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$2,200
 <u>SUPERIOR COURT, JUVENILE DIVISION</u>	
1. Personal Services	22,686
 <u>JUVENILE DETENTION CENTER</u>	
1. Personal Services	<u>3,329</u>
TOTAL INCREASE	<u>\$28,215</u>

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

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$28,215</u>
TOTAL REDUCTION	<u>\$28,215</u>

SECTION 5. The personnel schedules are hereby amended by deleting the cross-hatched portions and adding the new amounts as underlined herein:

(22) PROSECUTING ATTORNEY - Dept. 25

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Prosecutor	1	7,607	7,607
Chief Trial Deputy	1	6,500	6,500
Admin. Staff	3	27,001	60,000
Admin. Supervisor	8	27,300	90,000
Admin. Secretary	12	18,055	145,050
General Secretary	11	17,778	133,101
Computer Staff	4	15,366	33,000 37,200
Investigator	4	42,115	93,000
Law Clerk	13	16,647	95,550
Paralegal	17	20,488	225,978
Chief Counsel	1	44,215	44,215
Supv. of Professionals	8	42,115	273,000
Deputy Prosecutors	47	37,941	1,028,977
Temporary			20,000
Overtime			23,000
Vacancy Factor			(61,493)
TOTAL	129	2,121,414 2,221,685	

(4) SUPERIOR COURT - JUVENILE DIVISION - Dept. 65
County General Fund

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Judge	1	18,011	18,011
Administrators	3	36,698	89,316
Managers	14	26,925	298,887
Secretaries	4	14,420	47,202
Computer Operators	4	15,750	53,038
Clerk-Typists	15	13,301	115,504 134,012
Referees	5	38,002	129,005
Court Reporters	5	22,793	102,404
Bailiffs	7	17,014	95,529
Probation	61	24,679	1,005,333
Professional Staff	3	30,687	80,624
Maintenance	8	13,659	63,987 71,165
Temporary Help			12,852
Overtime			25,000
Vacancy Factor			(184,054)
TOTAL	130	1,959,163 1,978,324	

(5) JUVENILE DETENTION CENTER - Dept. 53

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
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Administrator	1	28,453	28,453
Assistant Managers	5	24,451	105,822
Asst. Supervisors	6	14,536	87,003
Child Care Supervisors	69	16,401	853,978 853,422
Clerk Typist	7	13,803	80,456 80,481
Cook	9	13,500	102,897 103,186
Dir. of Nursing	1	20,848	20,748
Janitor/Maid	3	12,770	34,393 34,903
Laundry	2	9,671 10,000	18,222 20,036
Maintenance Men	5	11,654	56,426
Maint. Supervisor	1	18,599	18,599
Nurse	5	14,814	73,627
Professional	2	24,078	46,731
Recreation Director	1	17,858	17,858
Recreation Staff	4	17,345	59,421
Seamstress	1	9,151 10,000	9,151 10,000
Social Serv. Director	1	19,607	19,607
Social Worker	7	16,491	101,085
Specialist	1	15,435	15,435
Temporary			11,363
Overtime			79,400
Vacancy Factor			(33,285)
TOTAL	131		<u>1,806,997</u> 1,810,321

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 866, 1985. This proposal appropriates \$245,416 for the Community Corrections Advisory Board for the Community Corrections Program for January 1 to June 30, 1986, which will be reimbursed by the State. The Public Safety and Criminal Justice Committee on December 18, 1985, recommended Proposal No. 866, 1985, Do Pass by a 6-0 vote. The President called for public hearing at 8:23 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 866, 1985, was adopted on the following roll call vote viz:

27 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams
NO NAYS

2 NOT VOTING: Howard, Schneider

Proposal No. 866, 1985, was retitled FISCAL ORDINANCE NO. 7, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Two Hundred Forty-five Thousand Four Hundred Sixteen Dollars (\$245,416) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Advisory Board and reducing the unappropriated and unencumbered balance in the State and Federal Grant 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 2.01 (b)(25) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of appropriating funds for January 1 to June 30, 1986, to continue the Community Corrections Program which will be reimbursed by the State.

SECTION 2. The sum of Two Hundred Forty-five Thousand Four Hundred Sixteen Dollars (\$245,416) 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:

<u>COMMUNITY CORRECTIONS ADVISORY BOARD</u>	
	<u>STATE AND FEDERAL GRANT FUND</u>
31. Personal Services	\$ 70,479
33. Travel	3,905
34. Equipment	5,000
35. Operating Expenses	155,886
	<u>235,270</u>

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANT FUND</u>
31. Personal Services (Fringes)	<u>10,146</u>
TOTAL INCREASE	<u>\$245,416</u>

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

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered State and Federal Grant Fund	<u>\$245,416</u>
TOTAL REDUCTION	<u>\$245,416</u>

SECTION 5. The personnel schedule is hereby established as follows herein:

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Professional	7	25,410	\$103,119
Admin./Clerical	3	14,490	23,390
Vacancy Factor			(56,030)
TOTAL	10		\$70,479

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 868, 1985. This proposal appropriates \$4,475,000 for the Department of Public Works, Flood Control Division, to pay for the design and appraisal fees for various projects and the construction of the Bean Creek Project, Indiana Avenue storm sewer and the Lockfield Garden storm sewer. Councillor West moved to postpone Proposal No. 868, 1985, until the January 27, 1986, meeting of the Council. Consent was given.

PROPOSAL NO. 869, 1985. This proposal appropriates \$1,970,000 for the Department of Public Works, Liquid Waste Processing Operations, for the construction of a sanitary sewer and lift station and to rehabilitate existing sewers in the Northwest Redevelopment Area. Councillor West moved to postpone Proposal No. 869, 1985, until the January 27, 1986, meeting of the Council. Consent was given.

PROPOSAL NO. 870, 1985. This proposal appropriates \$1,200,000 for the Department of Public Works, Liquid Waste Processing Operations, for maintenance and refurbishment of the wastewater transportation system. Councillor West moved to postpone Proposal No. 870, 1985, until the January 27, 1986, meeting of the Council. Consent was given.

SPECIAL ORDERS - UNFINISHED BUSINESS

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 782, 1985. This proposal approves a position evaluation and classification study for Marion County and township offices and agencies. The County and Townships Committee on December 18, 1985, recommended Proposal No. 782, 1985, Do Pass As Amended by a vote of 5-0. Councillor Cottingham explained that the amendment was to delete the word "agencies" in Section 1. Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 782, 1985, As Amended, was adopted on the following roll call vote; viz:

27 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

2 NOT VOTING: *Howard, Schneider*

Proposal No. 782, 1985, As Amended, was retitled GENERAL RESOLUTION NO. 1, 1986, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1986

A GENERAL RESOLUTION approving a position evaluation and classification study for Marion County and township offices and agencies;

WHEREAS, the City-County Council has the authority to revise personnel schedules and the authority to revise the appropriation of monies to fund said personnel schedules; and

WHEREAS, the City-County Council committees approving said personnel schedules do not have the capability of classifying over 2000 employees on a consistent and acceptable basis; and

WHEREAS, county and township elected officials and agencies continually desire to revise said personnel schedules, salary levels and personnel classifications; and

WHEREAS, most changes for at least the past five years have consisted of uniform salary percentage increases which permitted little personnel management; and

WHEREAS, federal legislation and court cases continue to alter local government historical personnel systems and policies; now, therefore:

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

SECTION 1. The City-County Council hereby approves and directs that a position evaluation and classification be accomplished for county and township offices, agencies and courts. This process shall be directed and supervised by the County Personnel Board hereby created, consisting of the chairpersons of the City-County Council Public Safety and Criminal Justice Committee and County and Townships Committee, the County Auditor, the County Recorder, and one (1) representative from each of the following: Superior Court, township assessors, County Healthcare Center, Municipal Court, County Sheriff, Circuit Court and County Prosecutor's Office. The County Auditor shall be the chairperson of the board and shall provide the resources necessary to complete the position classification process for county and township employees which may be accomplished by using either county employees or by contractual agreement.

SECTION 2. The board shall review the position classification process, render decisions on employer/employee appeals of the classifications or job descriptions, determine which personnel system shall be used to grade the job descriptions and establish ranges, grades or groupings for the positions and shall report the results to the City-County Council County and Townships Committee.

SECTION 3. The board at a future date may request a separate county personnel office be established by this Council.

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

PROPOSAL NO. 854, 1985. This proposal amends the Code with regard to establishing a workmen's compensation reserve fund. The Administration Committee on December 23, 1985, recommended Proposal No. 854, 1985, Do Pass As Amended, by a vote of 6-0. Councillor Coughenour explained that the amendment was to clarify that there would be two reserve funds created: Risk Management and Liability. The Workmen's Risk Fund is for the City, and the Motor Vehicle Liability Fund is to be used by both the City and County. Councillor Coughenour added that the Department of Administration acts in the capacity of risk manager. Councillor Coughenour moved, seconded by Councillor Holmes, for adoption. Proposal No. 854, 1985, As Amended, was adopted on the following roll call vote; viz:

26 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

3 NOT VOTING: Dowden, Howard, Schneider

Proposal No. 854, 1985, As Amended, was retitled GENERAL ORDINANCE NO. 1, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 1986

A GENERAL ORDINANCE establishing certain risk management and liability funds.

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

SECTION 1. Chapter 2 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by adding a NEW Article IX-B to read as follows:

ARTICLE IX-B. RISK MANAGEMENT AND LIABILITY FUNDS.

Section 2-356. Risk management reserve fund created.

(a) There is hereby created a special fund, to be designated the "Risk Management reserve fund," in the division of finance, in the office on the controller. This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of each year and no such balances shall lapse into the City or County general funds or ever be diverted, directly or indirectly, in any manner to any other uses than for the purposes of risk management associated with the responsibility of the City and County to provide workmen's compensation.

(b) The annual anticipated needs, uses and expenditures of the funds at any time in the fund shall be established by the controller and the director of the department of administration, along with a levy of taxes if needed to augment the funds each year; later additions to such special funds may be duly appropriated during each year, as approved by the City-County Council, and as provided by law.

Sec. 2-357. Motor vehicle liability reserve fund created.

(a) There is hereby created a special fund, to be designated the "The Automobile liability reserve fund," in the division of finance, in the office of the controller. This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of each year and no such balances shall lapse into the City or County general funds or ever be diverted, directly or indirectly, in any manner to any other uses than for the purposes of City or County liability arising from accidents involving City or County motor vehicles.

(b) The annual anticipated needs, uses and expenditures of the funds at any time in the fund shall be established by the auditor, controller and the director of the department of administration, along with a levy of taxes if needed to augment the funds each year; later additions to such special funds may be duly appropriated during each year, as approved by the City-County Council, and as provided by law.

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

PROPOSAL NO. 855, 1985. This proposal amends the Code with regard to increasing taxicab fares. The Administration Committee on December 23, 1985, recommended Proposal No. 855, 1985, Do Pass As Amended, by a 5-1 vote. Councillor Coughenour explained that during the committee meeting Councillor Curry had directed questions regarding paragraph three of Proposal No. 855 to an employee of the Controller's Office and that Councillor Curry has yet to receive answers to questions asked at the committee meeting. Councillor Coughenour moved, seconded by Councillor Rhodes, to postpone Proposal No. 855, 1985, until the January 27, 1986, meeting of the Council.

President SerVaas granted Mr. Richard Hunt (President of Indianapolis Yellow Cab, Inc.) an opportunity to speak briefly to the Council. Mr. Hunt urged passage of Proposal No. 855, 1985, saying that the increase in fares is needed because of increased costs and inability to secure insurance in the taxicab industry. In addition, there is a time restraint on setting the taxicab meters.

Councillor Curry clarified that his concern with Proposal No. 855, was with regard to the cost of gasoline (rationale for \$1.50 charge). Councillor Coughenour stated that more impact comes from insurance rates rather than gasoline rates.

The President called for a voice vote on the the motion to postpone. After hearing the voice vote, the President declared that the Nays were in the majority.

Councillor Durnil moved, seconded by Councillor Coughenour, for adoption. Proposal No. 855, 1985, As Amended, was adopted on the following roll call vote; viz:

- 20 AYES: Bradley, Clark, Cottingham, Coughenour, Crowe, Dowden, Durnil, Gilmer, Hawkins, Holmes, McGrath, Miller, Nickell, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West
- 6 NAYS: Boyd, Curry, Giffin, Journey, Page, Williams
- 3 NOT VOTING: Borst, Howard, Schneider

Proposal No. 855, 1985, As Amended, was retitled GENERAL ORDINANCE NO. 2, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 1986

A GENERAL ORDINANCE providing for taxicab fare increases.

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 17-638 "Fares", is hereby amended by inserting the words underlined and deleting the words crosshatched to read as follows:

(g) Schedule of rates. The charge for taxicab services shall be as follows:

1) ~~For the first one-fifth (1/5) mile~~ One dollar and twenty-five cents (\$1.25) for the first ~~one-fifth (1/5) mile~~ one-fifth (1/5) mile. When the controller has determined that the average retail cost of gasoline has reached one dollar and fifty cents (\$1.50) per gallon, the charge for taxicab services shall automatically change to ~~one dollar and twenty cents (\$1.20)~~ one dollar and twenty cents (\$1.20) for the first ~~one-sixth (1/6) mile~~ one-sixth (1/6) mile.

2) ~~For each additional one-sixth (1/6) mile~~ Twenty cents (\$0.20) for each additional ~~one-sixth (1/6) mile~~ one-fifth (1/5) mile. ~~When the controller has determined that the average retail cost of gasoline has reached one dollar and fifty cents (\$1.50) per gallon, the charge for additional mileage shall be one dollar and twenty cents (\$1.20) for each additional one-sixth (1/6) mile.~~ Twenty cents (\$0.20) for each additional one-sixth (1/6) mile. ~~For each additional one (1) minute of waiting time over the first three (3) minutes as here in before specified.~~

3) ~~Fifteen dollars (\$15.00) per hour for the use at an hourly rate; provided that there shall be an additional charge of one dollar (\$1.00) per mile for each mile in excess of twelve (12) miles driven during any~~ Fifteen dollars (\$15.00) per hour for the use at an hourly rate; provided that there shall be an additional charge of one dollar (\$1.00) per mile for each mile in excess of twelve (12) miles driven during any

one (1) hour. When gasoline retail costs reach one dollar and fifty cents (\$1.50) per gallon, the charge for additional miles in excess of twelve (12) miles driven during any one (1) hour shall be ~~one dollar and fifty cents (\$1.50)~~ one dollar and twenty cents (\$1.20) per mile.

4) Provided that the minimum for any fare originating from Indianapolis International Airport shall be ~~two dollars and fifty cents (\$2.50)~~ three dollars and fifty cents (\$3.50).

5) When the city controller has determined that the average retail cost of gasoline has reached one dollar and eighty cents (\$1.80) per gallon, a thirty-cent (\$0.30) fuel surcharge may be charged per trip and added to meter flag charges.

SECTION 2. This ordinance shall be in full force February 1, 1986, and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 865, 1985. This proposal authorizes changes in the personnel schedule of the Marion County Sheriff. Councillor Dowden explained that Proposal No. 865 corrects the base salary of probationary deputies to reflect the contract signed in 1984. The Public Safety and Criminal Justice Committee on December 18, 1985, recommended Proposal No. 865, 1985, Do Pass by a vote of 6-0. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 865, 1985, was adopted on the following roll call vote; viz:

25 AYES: Borst, Boyd, Bradley, Clark, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

4 NOT VOTING: Cottingham, Gilmer, Howard, Schneider

Proposal No. 865, 1985, was retitled **FISCAL ORDINANCE NO. 8, 1986**, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) authorizing changes in the personnel compensation schedule (Section 2.01) of the Marion County Sheriff.

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

SECTION 1. Section 2.01 (a)(7) of City-County Fiscal Ordinance No. 87, 1985, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(7) COUNTY SHERIFF - Dept. 18

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Sheriff	1	20,750	20,750
Executive Officer	1	39,375	39,375
Deputy Chief	5	37,375	186,375
Major	5	32,025	160,125
Captain	12	28,189	331,848
Lieutenant	32	26,222	825,952
Sergeant	93	24,393	2,258,040
Corporal	52	23,099	1,201,148
Deputy 3rd Year	244 229	22,582	5,442,267 5,234,074
Deputy 1st Year	12	17,349	208,188
Admin. Assistant	1	25,659	25,659
Civil Major	1	22,780	22,780
Civil Captain	1	20,357	20,357
Civil Lieutenant	2	18,698	37,396
Civil Sergeant	9	16,506	148,554
Civil Special Deputy	28	14,678	410,984
Correct. Officer 3rd yr.	41	19,110	767,676
Correct. Officer 2nd yr.	75	18,018	1,325,688
Correct. Officer 1st yr.	2	16,926	33,852
Crime Watch Coordinator	1	17,596	17,596
Chaplain	2	19,492	37,924
Executive Secretary	2	18,346	31,110
Division Secretary	5	11,552	57,760
Clerk/Typist	36	14,828	389,913
Mechanic	9	20,357	167,734
Attendant	7	11,800	82,600
M.C.L.E. Pension Insurance			1,638,351
Merit Board			664,675
Reserve Salaries			1,050
Temporary Salaries			700
Overtime/Shift Differential			52,500
Professional			919,000
Clothing Allowance			24,045
Longevity			36,000
Educational Bonus			353,760
Disparity Pay			98,500
TOTAL	664		\$17,938,118

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

The President recessed the City-County Council for purposes of convening the Fire Special Service District Council at 8:46 p.m. A quorum being present, the President called the Fire Special Service District Council to order at 8:46 p.m.

SPECIAL SERVICE DISTRICT COUNCILS

FIRE SPECIAL SERVICE DISTRICT

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 784, 1985. This proposal amends the Code with regard to the Fire Merit Ordinance. It was sent back to Committee for further study by Consent at the December 16, 1985, meeting of the Council because there were questions raised at the Council meeting concerning the membership of the Fire Merit Board. Specifically, the questions concerned the wording in the new ordinance which stated that members of the Fire Merit Board may be residents of Marion County (the language in for former ordinance specifying that members of the Board were to be residents of the Fire Special Service District). On January 3, 1986, the Public Safety and Criminal Justice Committee recommended Proposal No. 784, 1985, Do Pass As Amended, by a vote of 5-2-1. Councillor Dowden stated that there were additional amendments proposed at the Committee's meeting but all failed due to a lack of support.

Councillor West moved, seconded by Councillor Journey, to amend Sec. 2. (a) of Proposal 784 by removing the cross-hatching over "~~THE SPECIAL SERVICE DISTRICT~~" and deleting "consolidated city" and Sec. 2. (c) by removing the cross-hatching over the following sentences: "~~Each member of the Board shall be a resident of the Fire Special Service District. Any vacancy on the Board shall be filled by the Board by a majority vote of the Board. The Board shall be composed of five members to be appointed by the Board by a majority vote of the Board.~~"

The President called for a voice vote on the amendment. He then determined that a roll call vote should be taken because the voice vote was unclear. Councillor West's motion to amend was carried by a vote of 14-12 on the following roll call vote; viz:

- 14 AYES: Borst, Boyd, Cottingham, Crowe, Durnil, Hawkins, Journey, Page, Rhodes, SerVaas, Stewart, Strader, West, Williams
- 12 NAYS: Bradley, Clark, Coughenour, Curry, Dowden, Giffin, Gilmer, Holmes, McGrath, Miller, Nickell, Rader
- 3 NOT VOTING: Howard Schneider, Shaw

Councillor West moved, seconded by Councillor Journey, for adoption. Proposal No. 784, 1985, As Amended, was adopted on the following roll call vote; viz:

25 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

2 NAYS: Gilmer, Holmes

2 NOT VOTING: Howard, Schneider

Proposal No. 784, 1985, As Amended, was retitled Fire Special Service District General Ordinance No. 1, 1986, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE NO. 1, 1986

A GENERAL ORDINANCE OF THE FIRE SPECIAL SERVICE DISTRICT concerning a merit system for members of the Indianapolis Fire Department.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 1 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the words underlined and deleting the words crosshatched to read as follows:

Sec. 1. Chief.

(a) The director of public safety shall appoint a chief of the ~~Indianapolis Fire Department~~ Indianapolis Fire Department who shall serve at the pleasure of the director. The chief shall be selected from ~~members of the department~~ members of the department who hold the permanent merit rank of captain or above on the basis of prior training and experience, and shall have ~~at least~~ a minimum of ten (10) years continuous service with the ~~department~~ department.

(b) The chief shall have general charge of the daily operations of the ~~department~~ department and may, with the approval of the director of the department of public safety, appoint ~~any number of~~ any number of executive assistants who shall hold the temporary rank and title of assistant chief, deputy chief, or division chief, as he deems necessary to allow him to efficiently discharge his executive duties. The chief shall select ~~these~~ these executive assistants from among those holding the permanent merit rank of captain or above in the ~~department~~ department. The appointed ranks of assistant chief, deputy chief, and division chief shall be temporary, and each executive assistant shall retain his permanent merit rank, unless promoted in accordance with the merit system.

SECTION 2. Sec. 2 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the words underlined and deleting the words crosshatched to read as follows:

Sec. 2. Fire merit board.

(a) There shall be established a ~~fire~~ civilian fire merit board which shall consist of five (5) members who shall be appointed by the director. The director shall appoint members to the merit board from among residents ~~of the fire special service district~~ of the fire special service district and no member appointed to the merit board shall be a member of the ~~fire special service district~~ department or hold elective or appointive office in either a city, town, township, county or ~~the~~ state government. All appointments to the merit board shall be for a term of ~~two~~ two (2) years and all persons appointed shall serve during their respective terms and until their respective successors shall be appointed and qualified. Any member of ~~the~~ the merit board may be removed by the director with or without cause without right of hearing. In the event a vacancy occurs on the merit board, the director shall designate a replacement to serve the unexpired term. A member of the merit board may be reappointed for successive terms.

(b) ~~The~~ The director shall endeavor to appoint to the merit board one experienced person from each of the following fields:

- (A) 1. Professional education;
- (B) 2. Business administration, ~~or~~ public administration ~~or~~ public administration;
- (C) 3. Personnel administration;
- (D) 4. Medicine or psychiatry;
- (E) 5. Law. This member shall be an attorney, in good standing, admitted to the bar and engaged in the general practice of law in the State of Indiana.

The chief of the ~~fire special service district~~ department shall be an ex officio member of the merit board without voting power.

(c) Each member of the merit board shall be a resident voter of the fire special service district. In the event a vacancy occurs on the merit board, the director shall designate a replacement to serve the unexpired term. A member of the merit board may be reappointed for successive terms. The merit board shall ~~establish~~ establish rules for ~~its~~ its ~~operation.~~ operation. ~~Such~~ such rules shall be the time and place for ~~the~~ holding of regular monthly meetings and such special meetings throughout the year as may be deemed necessary to transact its business. Each year the merit board, with the concurrence of the director, shall select from its members a president, vice-president and secretary.

(d) The merit board shall administer and supervise the merit system ~~established~~ established ~~by this appendix.~~ by this appendix.

SECTION 3. Sec. 3 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, shall be amended by inserting the words underlined and deleting the words crosshatched to read as follows:

Sec. 3. Merit selection and ~~Appointment~~ procedure.

(a) Any person, including W persons seeking reappointment or reinstatement, shall be appointed to the city fire department in accordance with the merit selection and appointment procedure created by this section and such rules and regulations as may be established by the merit board in accordance with the provisions of this section. Such rules and regulations may change the order of the procedure but not the substance of the requirements established by this section. Appointment and reappointment to the department shall be made without regard to an applicant's political party preference or activity.

(b) Any resident of the State of Indiana of the age of twenty-one (21) years or above and not over the age of thirty-five (35) having at least a high school education or equivalent is eligible to make application to become a member of the department; however, each applicant must meet minimum fitness/medical standards adopted by the department and continue to meet minimum fitness/medical standards, as a condition of employment, while serving as a member of the Department. The department shall develop job-related minimum standards with the assistance of an independent consultant in order to meet applicable federal and state guidelines. Applicants are required to be a resident of the state of Indiana in order to be appointed to the department. All individuals appointed or reappointed to the department must establish residency in Marion County within one (1) month of such appointment or reappointment. Applicants shall not have been convicted of an offense which is a felony under Indiana law". Applicants must obtain an application form from the personnel branch and must comply with the following additional requirements:

- (1) Applicants must pass a complete physical examination and a psychological examination in accordance with state law and the psychological examination shall be given by an individual approved by the state board of examiners in psychology or the state board of medical registration. If a written psychological examination is administered, such examination shall be approved by the state board of examiners in mental health or the state board of medical registration, in accordance with psychological examinations approved by the PERF board in consultation with the commissioner of mental health. Applicants may be required to pay up to one-half (1/2) of the costs of the required physical and psychological examinations, in accordance with applicable departmental rules.
- (2) Applicants must pass a written examination to evaluate both aptitude and intellectual capacity for fire work.
- (3) Applicants must pass a job-related agility test.
- (4) Applicants shall have an structured oral interview as established by the fire merit board.

The rules and procedures for the above requirements shall be set by the chief of the department with the approval of the merit board.

(c) The personnel branch shall prepare a list of those applicants eligible for appointment ranked in order of their total combined score. The written examination shall constitute no more than fifty (50) percent of the applicant's total eligibility score. Prior to the creation of the eligibility list, the personnel branch, with approval of the merit board, shall establish the weight of each of the components of the applicant process.

(d) Beginning with the applicant having the highest eligibility score on the eligibility list, the department shall conduct a background investigation into the personal history and character of the applicant. Any information indicating that the applicant has engaged in any conduct or activities which would warrant the disqualification of the applicant from appointment to the department shall be forwarded to the chairman of the personnel branch and shall be made a part of the applicant's file. The file shall be presented by the chairman of the personnel branch to the merit board which shall determine whether said conduct or activities are such as to disqualify the applicant for appointment.

(e) Final eligibility lists prepared as the result of an applicant screening process shall be in effect for two (2) years or until a new eligibility list for the next process is final, whichever occurs sooner. The merit board shall establish procedures for the management of the final eligibility list.

Any applicant who personally or through any other person solicits any member of the merit board to favor his appointment or reinstatement to the department shall be thought rendered ineligible for any such appointment.

SECTION 4. Sec. 4 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the words underscored and deleting the words crosshatched to read as follows:

Sec. 4. Vacancies; training academy for recruits; probationary period.

(a) The chief shall appoint as recruit trainees such applicant or applicants as are necessary to fill any vacancies which exist in the department. Eighty (80) percent of said vacancies to be appointed at one time by the chief shall be filled by taking the applicant having the highest score on the final eligibility list and proceeding down the list in order; the chief shall fill the remaining twenty (20) percent of the vacancies by selecting any person remaining on the final eligibility list. In selecting candidates, consideration shall be given to I.C. 36-8-4-10. In selecting candidates, consideration shall be given to I.C. 36-8-4-10.

Recruit trainees shall be assigned to the fire training academy for a training course prescribed by the chief with the approval of the merit board.

No recruit trainee shall be assigned to regular active duty until he has attended and successfully completed the training course so prescribed. Failure to complete the course successfully shall result in the dismissal from the department. After completing the training course, the recruit trainee shall be elevated to the probationary rank of firefighter and shall be assigned to regular active duty. The probationary period shall last for one year of actual service from the date of the recruit trainee's graduation from the training academy. Each firefighter shall be evaluated monthly during this period by his immediate supervisor pursuant to the evaluation system provided for in this appendix.

The appointment of the firefighter becomes permanent when he has successfully completed the one-year probationary period.

(b) While an individual is in the status of recruit trainee or probationary firefighter, the chief may terminate or temporarily suspend an individual for cause, without right to any hearing before the merit board.

(c) The personnel branch, with the approval of the director, shall be authorized to conduct such recruiting and publicity campaigns in any county of this state as it may determine to be necessary to attract an adequate number of qualified persons to become members of the department.

SECTION 5. Sec. 5 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the words underscored and deleting the words crosshatched to read as follows:

Sec. 5. Retirement.

A member of the fire department shall be required to retire from the department no later than the day of his seventieth birthday or upon his/her failure to meet minimum medical/fitness standards adopted by the department. Such minimum medical/fitness standards shall be job-related and established with the assistance of an independent consultant to the department.

SECTION 6. Sec. 6 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the words underscored and deleting the words crosshatched to read as follows:

Sec. 6. Rules and Regulations of the department.

(a) Within the limits of this appendix, the chief, with the approval of the director, shall prescribe, adopt and put into effect such rules and regulations for the government of the department as, from time to time, he deems appropriate. Within the limits of this appendix, the chief, with the approval of the merit board, shall establish a classification of ranks, grades and positions in the department and shall designate the authority and responsibilities of each rank, grade and position. The chief shall have authority to assign or reassign any member of the department to serve at any fire station or headquarters, within the limits of the appendix, and to perform such duties as he shall designate, provided such assignment results in no decrease in the firefighter's merit rank and provided, the firefighter's minimum salary is commensurate with his merit rank. The chief shall be authorized to make maximum use of civilian employees in any position in the department so as to release firefighters to perform essential department functions.

(b) Consistent with the terms of Section 7(a) the chief, with the approval of the director, may establish a position classification system and a scale of compensation for various firefighters in the Department. The compensation so fixed shall be based on the rank held by the firefighter, the length of service of the firefighter, the job performance of the firefighter, and the special technical competence of the job assignment of the firefighter. Any position pay granted to a firefighter shall remain in effect only while such firefighter is in such position. The scale of compensation shall be required to apply uniformly to all firefighters similarly situated and there shall be no decrease in the firefighter's merit rank and minimum salary commensurate with the rank.

SECTION 7. Sec. 7 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the words underlined and deleting the words crosshatched to read as follows:

Sec. 7. Merit promotion system.

(a) There shall be established a merit promotion system which shall be administered in accordance with rules and regulations adopted by the merit board. This merit promotion system shall apply to All promotions of lieutenant, captain and district chief. It shall not apply to the appointment of the chief by the director or to the appointment of assistant chiefs, deputy chiefs and division chiefs by the chief. Within the limits of this appendix, the chief, with the approval of the merit board, shall set standards for promotion in conformity with the most widely approved standards of comparable fire departments, and shall establish reasonable prerequisites of training, education and experience for each rank, grade and position in the department.

(b) The following eligibility requirements are established for all individuals seeking promotion within the Department:

Private to Lieutenant: To be eligible for participation in the promotion process to lieutenant, an individual must have completed five (5) years continuous service as a sworn member the Department.

Lieutenant to Captain: To be eligible for participation in the promotion process to captain, an individual must have served two (2) years in the rank of lieutenant.

Captain to District Chief: To be eligible for participation in the promotion process to district chief, an individual must have served two (2) years in the rank of captain.

In determining years of service for promotion eligibility to the next merit rank, all time served from the candidate's date of appointment or date of rank to the date the promotion process begins shall be considered. The Merit Board shall resolve any issue relating to the determination of a firefighter's years of service. A member shall be promoted only to the next highest rank.

(c) The Merit Board, in conjunction with the Chief of the Department, shall establish process phases and procedures for use in selecting candidates for promotion to the various ranks. The Board may use the services of professional consultants from outside the Department to assist in developing and administering the process. The process phases shall be established in conformity with standard psychometric procedures, federal and state guidelines relating to selecting methods, equal employment

opportunity laws, and generally accepted standards for fire departments. The process may include such phases as a written examination, structured interviews, performance evaluations, and/or assessment center techniques, as structured to accommodate the various rank levels.

(d) Promotions shall be made by the Chief of the Department with the approval of the Merit Board. Such promotions shall be made to position vacancies identified by the Chief and designated to be filled by the Chief and the Director of Public Safety. In making final selections for promotion, the Chief shall promote the candidate receiving the highest promotion score who, in the opinion of the Chief and Merit Board, is best qualified for the position.

(e) All promotions to the ranks of lieutenants, captain and district chief shall be made in accordance with this merit system, without regard to a candidate's political party preference or activities. Any member of the department who personally or thorough any other person solicits any member of the merit board to favor his promotion shall be thereby rendered ineligible for any such promotion.

(f) There shall be no acting or temporary ranks.

SECTION 8. Sec. 8 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the words underscored and deleting the words crosshatched to read as follows:

Sec. 8. Evaluations.

The chief, with the approval of the merit board, and with the assistance of the personnel ~~staff~~ branch, shall formulate and establish a system for the evaluation of the performance of each member of the ~~fire~~ department. The personnel ~~staff~~ branch shall maintain a record of all the evaluations of each member under this system.

SECTION 9. Sec. 9 of Part III of Appendix A of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the words underscored and deleting the words crosshatched to read as follows:

Sec. 9. Discipline.

(a) The fire chief shall have the ultimate authority to discipline all members of the fire department. However, that authority may be delegated by the chief in accordance with the provisions contained in this section. The authority of the chief to discipline shall be subject only to the ~~firefighter's~~ firefighter's right of appeal to the fire merit board as provided herein.

(b) All disciplinary matters within the department shall be based on one or more of the following infractions:

- (1) Violation of any rule, regulation, or order of the department;
- (2) Any breach of discipline;
- (3) Insubordination;
- (4) Neglect of duty;
- (5) Immoral conduct;

- (6) Conduct unbecoming a firefighter;
- (7) Substandard performance;
- (8) Violation, with the determination by the chief of any federal, state or local law; and
- (9) Failure to cooperate or be truthful.

(c) After an administrative review involving the above infractions, the chief may suspend, without a hearing of any kind and with or without pay, any member of the fire department, for up to six (6) months. Any firefighter suspended by the chief for greater than eighty (80) working hours shall have the right to a hearing before the fire merit board.

(d) The delegation by the chief of the authority to discipline shall not exceed the following:

- (1) any deputy or assistant chief may suspend any subordinate firefighter for up to a total of eighty (80) working hours, with or without pay, which suspension shall be reviewed by the disciplinary board of district chiefs, and ultimately reviewed by the chief. The suspended firefighter may be subject to reinstatement with pay by the chief at any time;
- (2) any district chief may suspend any subordinate firefighter for up to a total of twenty-four (24) working hours, with or without pay, which suspension shall be reviewed by the disciplinary board of district chiefs, and ultimately reviewed by the chief. The suspended firefighter may be subject to reinstatement with pay by the chief at any time.

(e) There shall be a discipline board of district chiefs, referred to in this section as the disciplinary board, shall assist the chief in departmental disciplinary matters. The board shall be subordinate and advisory to the chief and shall consist of three (3) member officers with the permanent merit rank of district chief. Board members shall be selected at random and shall serve as a board for a term not to exceed six (6) months. A new board shall be empanelled every six (6) months.

- (1) All disciplinary matters shall go before the disciplinary board for review and possible hearing except in cases where the direct authority of the chief to discipline without a hearing is involved. However, the chief may refer any disciplinary matter to the board for review.
- (2) Following the suspension of a firefighter by the chief for a period greater than eighty (80) working hours, or any suspension of a firefighter by an assistant chief, deputy chief, division chief, or district chief, the chief shall refer such suspensions

to the disciplinary board for review. After the completion of their review, the disciplinary board may:

- a. Approve the disciplinary action taken;
 - b. Recommend an alternative disciplinary action; or
 - c. Recommend that the chief order an investigation of the incident.
- (3) If the chief determines that an investigation is necessary, he shall appoint a firefighter to gather all of the pertinent facts and to investigate the events surrounding the suspension. The results of that investigation shall be reported to the chief, to the disciplinary board and to the chairman of the personnel branch for inclusion in the firefighter's personnel record. The disciplinary board shall reduce the investigative report into written findings of facts and recommendations. The recommendations shall include a decision as to whether or not disciplinary charges should be placed against the firefighter and, if so, what charges. A copy of these findings and recommendations shall then be sent to the department of public safety as well as to the chief. However, the chief, in his discretion, may also cause the firefighter to appear directly before the merit board for a hearing.
- (4) After receiving the findings, the chief, or his designee if the chief so determines, may cause the firefighter to be brought before the disciplinary board for a hearing based upon any charges, including those charges recommended by the board. However, the chief, in his discretion, may also cause the firefighter to appear directly before the merit board for a hearing.
- (5) Any firefighter subject to a hearing before the disciplinary board shall be notified in writing of the charges and of the time and date of the hearing. Such notice must be given by the board at least five days prior to such hearing. In addition, the firefighter has the right to have witnesses subpoenaed by the disciplinary board to testify in his behalf upon forty-eight (48) hours' advance notice to the board. If a firefighter requests that witnesses be subpoenaed, he shall provide a list of such witnesses to the board and to the chairman of the personnel branch, who shall prepare and deliver the subpoenas on behalf of the board. All testimony at this hearing shall be under oath. Any firefighter appearing at this hearing, whether as an accused or as a witness, shall cooperate fully with the disciplinary board and answer all questions truthfully and directly. In such hearings, and pursuant to departmental policy, the firefighter shall have the right to have counsel present.
- (6) The hearing before the disciplinary board shall be conducted in accordance with written directives of the chief. The disciplinary board shall, by a majority vote, make a finding of guilty or not guilty and reduce it to writing. If the finding is guilty, the board shall make its recommendations for punishment. The findings and recommendations shall then be referred to the chief or his designee for his determination and shall be made available to the accused firefighter.

For the purpose of this section, the chief shall be the chief of the department of public safety or his designee. The disciplinary board shall be composed of three members, one of whom shall be the chairman of the personnel branch. The disciplinary board shall be appointed by the chief of the department of public safety and shall serve for a period of one year.

(6) (7) After receiving the findings and recommendations, the chief or his designee may, with or without hearing, either concur with the disciplinary board or may reverse the board in full or in part. After making his determination, the chief or his designee may:

(1) a. Suspend the firefighter without pay for up to six (6) months. If the suspension does not exceed a total of eighty (80) working hours, suspension shall be without the right of appeal to the fire merit board. That portion of any suspension exceeding a total of eighty (30) working hours may be appealed to the fire merit board within thirty (30) calendar days;

(2) b. Demote the firefighter in rank; however, any demotion may be appealed to the fire merit board within thirty (30) calendar days;

(3) c. Recommend to the merit board that the firefighter be terminated, in which case the merit board shall consider such a recommendation in the same manner as an appeal of a chief's determination for suspension or demotion;

(4) d. Reprimand the firefighter verbally or in writing;

(5) e. Reinstate with pay any firefighter who has been previously suspended without pay.

1. The chief or designee may, with or without hearing, either concur with the disciplinary board or may reverse the board in full or in part. After making his determination, the chief or his designee may:

(1) a. Suspend the firefighter without pay for up to six (6) months. If the suspension does not exceed a total of eighty (80) working hours, suspension shall be without the right of appeal to the fire merit board. That portion of any suspension exceeding a total of eighty (30) working hours may be appealed to the fire merit board within thirty (30) calendar days;

(2) b. Demote the firefighter in rank; however, any demotion may be appealed to the fire merit board within thirty (30) calendar days;

(3) c. Recommend to the merit board that the firefighter be terminated, in which case the merit board shall consider such a recommendation in the same manner as an appeal of a chief's determination for suspension or demotion;

(4) d. Reprimand the firefighter verbally or in writing;

(5) e. Reinstate with pay any firefighter who has been previously suspended without pay.

(8) A copy of all the findings of fact and recommendations of the disciplinary board as well as the chief's determination shall be made a permanent part of the subject firefighter's personnel record. A copy of all of these findings of fact and recommendations of the chief as well as the Chief's determination shall also be referred to the director of the department of public safety within fifteen (15) days.

(f) Appeals to the merit board shall be handled in the following manner:

(1) Any member of the fire department may appeal the following to the fire merit board within thirty (30) calendar days:

(1A) a. That portion of any suspension without pay exceeding ~~four (4) or~~ eighty (80) working hours;

(2) b. any demotion in rank.

(2) The hearing before the merit board shall be an administrative hearing, shall be de novo, and shall be a hearing of record. The evidence before the merit board shall consist of the findings of fact and recommendations of the disciplinary board of district chiefs, if such disciplinary board is convened, the written charges are the determination of the fire chief upon those charges, and any other evidence requested by the merit board, ~~not~~ presented by the aggrieved ~~firefighter~~ firefighter, or presented by the chief.

(3) Any ~~firefighter~~ firefighter appealing any decision of the chief shall be given notice at least fifteen (15) calendar days prior to ~~the~~ the hearing before the merit board.

(4) The appealing ~~firefighter~~ firefighter may be represented by his legal counsel before the merit board and the ~~fire~~ chief shall be represented by the ~~city~~ corporation counsel or his designee.

(5) The merit board may fully or partially affirm or completely reverse any portion of the chief's determination which is appealable. In the cause of a demotion, the merit board may demote ~~any~~ firefighter only one (1) permanent rank at any one time. The merit board may order any ~~firefighter~~ firefighter reinstated with pay for any appealable suspension. In addition, the merit board may remand the action for further review by the fire chief.

(6) After hearing the evidence, the merit board shall make a finding by majority vote and reduce its findings and decision to writing. A copy of the findings and decision shall be forwarded to the ~~firefighter~~ firefighter in question and to the director of the department of public safety and shall become a permanent part of the firefighter's personnel record.

(g) For the purpose of all hearings before the chief, the disciplinary board of district chiefs, and the merit board, each respectively shall have subpoena power enforceable by the circuit or superior court.

(h) Any member of the fire department may, following a decision of the merit board, file a verified petition in the superior or circuit court of the county for a review of the decision. The petition for review ~~shall~~ shall be filed within thirty (30) days of the written decision of the merit board. The consolidated city shall be the sole defendant in the petition. Within thirty (30) days after receipt of the summons, the city shall cause the merit board to file a complete transcript of the hearing. The court, without jury, shall review the record and render its decision as in other administrative reviews. The clerk of the court shall send a copy of the court's decision to the department of public safety and the appealing ~~firefighter~~ firefighter. Either party may appeal the decision of the court.

SECTION 10. (a) The express or implied repeal or amendment by this ordinance of any other ordinance, or part thereof, does not affect any rights or liabilities accrued,

penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

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

SECTION 11. Should any provision section, paragraph, sentence, clause, or any portion of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected unless such remaining provisions cannot, without ~~being~~ the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end, the provisions of this ordinance are severable.

SECTION 12. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

There being no further business for the Fire Special Service District Council, the President reconvened the City-County Council at 9:03 p.m.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Stewart announced that the Sullivan Awards will be held February 24, 1986, and added that there is also a Council meeting scheduled for that same evening. Councillor Stewart requested that the day or time of the Council meeting be changed since many Councillors may wish to attend the Awards. President SerVaas requested that a voice vote be taken on changing the day of the Council meeting to February 25, 1986. After hearing the voice vote, he ruled that the Nays carried. President SerVaas requested that a voice vote be taken on changing the time of the February 24, 1986, Council meeting to 5:00 p.m. After hearing the voice vote, he ruled that the Ayes carried; therefore, he announced that the February 24, 1986, Council meeting would convene at 5:00 p.m. rather than 7:00 p.m.

There being no further business and upon motion duly made and seconded, the meeting adjourned at 9:08 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis, Police, Fire and Solid

Waste Collection Special Service District Councils on the 6th day of January, 1986.

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

Brent Sevaas

President

ATTEST:

Henry J. Kelly

Clerk of the Council

(SEAL)