

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

REGULAR MEETINGS, MONDAY, JULY 21, 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 7:10 p.m., on Monday, July 21, 1986, with Councillor SerVaas presiding.

Councillor Allen Durnil 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, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Gilmer introduced Mike Langeford, student from Indianapolis, and John Pierre Galivin, visiting student from France.

Councillor Borst introduced residents from Indianapolis' south side, Jim Poe, Pat Poe and Delores Price.

OFFICIAL COMMUNICATIONS

President SerVaas introduced Mr. Mark Miles, President of the Tenth Pan American Games, which will be held in Indianapolis in 1987. He asked Mr. Miles to provide the Council with a brief update concerning the preparation and economic impact of next year's Games.

Mr. Miles thanked the Council for the opportunity to provide the update and introduced Mr. Ted Boehm, Chairman of the Tenth Pan American Games. Mr. Miles stated that to date a total of thirty-seven countries have indicated a desire to participate in the 1987 Games. It is anticipated that there will be twenty-seven competitive sports and 286 events. The "PAXI" staff is comprised of approximately 30% minority persons. Mr. Miles stressed that the Games will be more than a sporting event.

Mr. Boehm referred to the economic impact study distributed to the Council which was prepared by Business Economics Affiliates of the Indiana University School of Business along with SMC Company of Indianapolis. Mr. Boehm stated that planning for the 1987 Games has been revenue intensive. Approximately \$175 million should be generated which can be compared to six-months' of revenue from Indianapolis' convention business. Although the estimated revenues seem extensive, it is hoped that the revenues will be enough to "break even". Mr. Boehm noted that Indianapolis will gain much publicity from hosting the Games.

Councillor Clark expressed concern with regard to security measures for the 1987 Games. He stated that it had been suggested at a National League of Cities meeting that spanish-speaking officers from other areas of the United States volunteer their services for the 1987 Games.

Mr. Miles stated that the voluntary services idea was investigated; however, it was not as inexpensive as originally thought.

Councillor Borst commended the efforts of the "PAXI" Staff in planning for the 1987 Games.

Councillor Crowe stated that a resolution memorializing Russell Adrian Lane had been approved by the Council at its May 12, 1986, meeting. Councillor Crowe

read a letter from Mrs. Marie A. Lane, widow of Russell Lane, thanking the Council for memorializing Mr. Lane.

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 July 21, 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, July 21, 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

July 18, 1986

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 Tuesday, July 15, 1986, and a "corrected" LEGAL NOTICE on Thursday, July 17, 1986, on General Ordinance Nos. 57 and 64, 1986.

Respectfully,

s/Beverly S. Rippy
City Clerk

July 18, 1986

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, July 10, 1986, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 337, 342, 343, 344, 345, 346, 348, 349, 370 and 377, 1986, to be held on Monday, July 21, 1986, at 7:00 p.m. in the City-County Building. A "corrected notice" was published for Proposal No. 337, 1986, on Thursday, July 17, 1986.

Respectfully,

Beverly S. Rippy
s/City Clerk

July 7, 1986

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, July 10, 1986, a copy of NOTICE TO TAXPAYERS of Adoption of Regulations, (Establishing Procedures for Handling Confidential Information) as passed by the Board of Public Works of the Consolidated City of Indianapolis on June 30, 1986.

Respectfully,

Beverly S. Rippy
s/City Clerk

June 27, 1986

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

Ladies and Gentlemen:

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

FISCAL ORDINANCE NO. 49, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Million Seventy-four Thousand Seven Hundred Fifty Dollars (\$1,074,750) in the County General Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 50, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Two Thousand Dollars (\$2,000) in the County General Fund for purposes of the Wayne Township Assessor and reducing certain other appropriations for that office and the unappropriated and unencumbered balance in the County General Fund and amending the personnel compensation schedule for such office.

FISCAL ORDINANCE NO. 51, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Sixteen Thousand Five Hundred Dollars (\$16,500) 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.

FISCAL ORDINANCE NO. 52, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Thirty Thousand Dollars (\$30,000) in the State and Federal Grant Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 53, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Four Hundred Seventy-eight Thousand Forty-nine Dollars (\$478,049) in the State and Federal Grant Fund for purposes of the Community Corrections Advisory Board and the County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund and amending the personnel compensation schedule for such office.

FISCAL ORDINANCE NO. 54, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Sixty-one Thousand Nine Hundred Dollars (\$61,900) in the Consolidated County Fund for purposes of the Department of Public Works, Air Pollution Control Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 55, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Nineteen Thousand Dollars (\$19,000) in the City General Fund for purposes of the Department of Public Works, Administration Division, and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 56, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Million Dollars (\$1,000,000) in the Transportation General Fund for purposes of the Department of Transportation, Transportation Division, and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

FISCAL ORDINANCE NO. 57, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Five Thousand Dollars (\$5,000) in the Consolidated County Fund for purposes of the City-County Council and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 58, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating One Hundred Fifty Thousand Dollars (\$150,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 59, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Two Hundred Thousand Dollars (\$200,000) in the Housing Authority Fund for purposes of the Department of Metropolitan Development, Division of Housing, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 60, 1986, 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 Juvenile Detention Center.

GENERAL ORDINANCE NO. 56, 1986, concerning the development of the Marion County Justice Agency from the former Marion County Justice Council.

GENERAL ORDINANCE NO. 57, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 6, Article III, Sec. 144, with regard to neutering male dogs and cats adopted from the Animal Control Division.

GENERAL ORDINANCE NO. 58, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 59, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 60, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

GENERAL ORDINANCE NO. 61, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 62, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 63, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 64, 1986, concerning transient merchants.

SPECIAL ORDINANCE NO. 22, 1986, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1986 (American Trans Air, Inc. Project)" in the maximum aggregate principal amount of Eight Million Dollars (\$8,000,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 23, 1986, authorizing the City of Indianapolis to issue its "Economic Development Revenue Refunding Bonds, Series 1986 (Buckingham/Balmoral Historical Partners Project)" in the aggregate principal amount of Four Million Four Hundred Thousand Dollars (\$4,400,000) and approving and authorizing other actions in respect thereto.

GENERAL RESOLUTION NO. 6, 1986, approving a position Evaluation and Salary Administration Plan for Marion County.

SPECIAL RESOLUTION NO. 64, 1986, honoring Dr. T. J. Jemison.

SPECIAL RESOLUTION NO. 65, 1986, honoring Dr. T. Oscar Chappelle.

SPECIAL RESOLUTION NO. 66, 1986, honoring Dr. Melvin B. Girton, Sr.

SPECIAL RESOLUTION NO. 67, 1986, honoring the National Baptist Laymen.

SPECIAL RESOLUTION NO. 68, 1986, honoring Dr. Beurt R. SerVaas.

SPECIAL RESOLUTION NO. 69, 1986, honoring the University of Indianapolis.

SPECIAL RESOLUTION NO. 70, 1986, honoring Roy Turner for his heroic deed.

SPECIAL RESOLUTION NO. 71, 1986, honoring the Warren Central High School Girls Softball Team.

SPECIAL RESOLUTION NO. 72, 1986, amending City-County Special Resolution No. 164, 1985 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 73, 1986, amending City-County Special Resolution No. 34, 1985 as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 74, 1986, amending City-County Special Resolution No. 170, 1985 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 75, 1986, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III

ADOPTION OF JOURNALS

President SerVaas called for additions or corrections to the Journal of March 10, 1986. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 388, 1986. This proposal honors Leonard Wymore. Councillor Bradley, co-sponsor along with Councillor Dowden, read the resolution and ex-

plained that it would be presented to Mr. Wymore at a recognition event. Councillor Bradley moved, seconded by Councillor Dowden, for adoption. Proposal No. 388, 1986, was adopted by Unanimous Voice Vote, retitled SPECIAL RESOLUTION NO. 76, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 76, 1986

A SPECIAL RESOLUTION honoring Leonard Wymore.

WHEREAS, Leonard Wymore pursued his advanced education at the School of Religion, Butler University; and

WHEREAS, Leonard and his wife Thelma were called to the ministry with the Fairfax Christian Church in Indianapolis in 1949 where they led in the founding of the Allendale Christian Service Camp, and where Leonard served as Chairman of the Indiana State Men's Fellowship and Chairman of the first annual Indiana Sunday School Convention; and

WHEREAS, Leonard Wymore is retiring this year as convention director of the North American Christian Convention; now, therefore:

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

SECTION 1. The Indianapolis-Marion County City-County Council honors Leonard Wymore and his wife Thelma for their outstanding ministry in Central Indiana and throughout the world.

SECTION 2. The Council further extends its best wishes to Leonard and Thelma Wymore for a well deserved and satisfying retirement.

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. 423, 1986. This proposal requests the City-County Council Metropolitan Development Committee to review the propriety of rezoning petitions 81-Z-32 and 81-Z-33. President SerVaas indicated that Proposal 423 would be assigned to the Metropolitan Development Committee rather than the Committee of the Whole.

PROPOSAL NO. 424, 1986, reappoints W. Richard Wayman to the Indianapolis-Marion County Building Authority Board of Trustees. Councillor Miller moved, seconded by Councillor Cottingham, for adoption. Proposal No. 424, 1986, was adopted by Unanimous Voice Vote, retitled COUNCIL RESOLUTION NO. 27, 1986, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 1986

A COUNCIL RESOLUTION reappointing W. Richard Wayman to the Indianapolis-Marion County Building Authority Board of Trustees.

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

SECTION 1. As a member of the Indianapolis-Marion County Building Authority Board of Trustees, the Council appoints:

W. RICHARD WAYMAN

SECTION 2. The appointee shall serve at the pleasure of the Council for a four (4) year term, ending December 31, 1989, or until a successor is duly appointed.

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

PROPOSAL NO. 425, 1986, honors Mack Gray and is co-sponsored by Councillors SerVaas and Gilmer. Councillor Gilmer read the resolution and presented a framed copy to Mr. Gray. Councillor SerVaas commended Mr. Gray who has been working along with the Society of Retired Executives on a number of projects. Councillor Gilmer moved, seconded by Councillor Cottingham, for adoption. Proposal No. 425, 1986, was adopted by Unanimous Voice Vote, retitled SPECIAL RESOLUTION NO. 77, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 77, 1986

A SPECIAL RESOLUTION honoring Mack Gray of the Society of Retired Executives.

WHEREAS, Mack Gray working with the Society of Retired Executives led a team of Retired Executives that assisted the Council in re-organizing and re-writing a major piece of local legislation on "Right-of-Way Excavations"; and

WHEREAS, Mack Gray led another team of representatives from the Society of Retired Executives which assisted the Council in the establishment of annual review and budgeting procedures for local Cumulative Development funds; and

WHEREAS, Mack Gray has accepted the position of Local Government Representative for the Society of Retired Executives; now, therefore:

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

SECTION 1. The Indianapolis-Marion County City-County Council honors Mack Gray and the Society of Retired Executives for their outstanding contributions to the City of Indianapolis and Marion County, Indiana.

SECTION 2. The Council further extends its appreciation to Mr. Mack Gray personally for his outstanding leadership and accomplishments on behalf of his City and County.

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. 426, 1986, memorializes Starling W. James. Councillor West, co-sponsor along with Councillors Shaw and Crowe, read the resolution and explained that it would be presented at a later time. Councillor West moved, seconded by Councillor Crowe, for adoption. Proposal No. 426, 1986, was adopted by Unanimous Voice Vote, retitled SPECIAL RESOLUTION NO. 78, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 78, 1986

A SPECIAL RESOLUTION in memoriam of Starling W. James.

WHEREAS, Starling W. James was instrumental in establishing the spirit of brotherhood for Afro-Americans in Indianapolis through the bonding of communities and inter-neighborhood organizations for the purpose of collectively making better the lifestyles and living conditions of all Afro-Americans; and

WHEREAS, Mr. James was an outstanding public service leader who received the Indianapolis Humanitarian Award, the Henry J. Richardson Pioneer Award, the N.A.A.C.P. National Merit Award, the Outstanding Service Award from the Federation of Associated Clubs, the Indiana Distinguished Citizen Award and the Bridge Builders Award of Character from the Free and Accepted Masons and appreciation awards from the Alpha Home and Meridian-Highland Neighborhood Club; and

WHEREAS, Starling W. James was the founder and president of the Federation of Associated Clubs for forty-eight (48) years and a life member of the N.A.A.C.P., Urban League and Y.M.C.A.; and

WHEREAS, Starling W. James passed away Wednesday, June 18, 1986; now, therefore:

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

SECTION 1. The Indianapolis-Marion County City-County Council memorializes Starling W. James for his outstanding life-long service to his community.

SECTION 2. The Council further holds in esteem and with recognition for all citizens to observe the accomplishments made by Starling W. James during his lifetime.

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.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 408, 1986. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$15,600 and amending the personnel schedule for the County Recorder to facilitate copying an increased volume of documents"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 409, 1986. Introduced by Councillors Cottingham and Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$10,500 and amending the personnel schedule for the Information Services Agency to fund a contract manager on a temporary basis"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 410, 1986. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Charles A. Pechette to the Public Housing Advisory Council"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 411, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$3,594 and amending the personnel schedule for the Marion County Superior Court, Probate Division, to complete payment of renovation work done in 1985 "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 412, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$15,000 for the Superior Court, Juvenile Division, for "Project Street Law" which will be reimbursed by a grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 413, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating

\$34,447 for the Prosecuting Attorney for three federal grants”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 414, 1986. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: “A Proposal for a SPECIAL RESOLUTION authorizing the sale of property by the Department of Public Works”; and the President referred it to the Public Works Committee.

PROPOSAL NO. 415, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at Graham Avenue and St. Clair and Boyd Avenue and Bradbury Avenue”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 416, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by authorizing two-way traffic flow conversion on Pennsylvania Street, from 27th Street to 28th Street”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 417, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by authorizing changes in weight load restrictions for four locations in the vicinity of Chapelwood Boulevard and 10th Street”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 418, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by transferring power to enter into public utility franchises and lighting contracts from the Board of Public Works to the Board of Transportation”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 419, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the Board of Transportation to enter into public utility franchises”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 420, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by designating a portion of Arthur Street as one way and by placing weight load restrictions on a portion of Arthur Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 421, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking control changes on a portion of Senate Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 422, 1986. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by placing weight load restrictions on a portion of Schiller Avenue"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor SerVaas stated that there were several proposals concerning extensions of expiration dates of previously approved inducement resolutions to be considered under the "Special Orders-Priority Business" category of the agenda. The proposals had received a Do Pass recommendation by the Economic Development Committee at its July 16, 1986, meeting. Councillor SerVaas explained that if there were no objections Councillor Schneider would read each Proposal number and its brief "legal digest", followed by a brief moment for Councillors to voice any objections to its passage. If no objections or absentions were stated the President would take it to be consent to passage.

PROPOSAL NO. 389, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in December 1983, for B & D Associates. PROPOSAL NO. 392, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in December 1985, for Paper Manufacturers Company. PROPOSAL NO. 394, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in December 1985, for Canalwalk Associates. PROPOSAL NO. 395, 1986, is a resolution extending the expir-

ation date contained in an inducement resolution adopted in November 1981, for Canal Commons Associates. PROPOSAL NO. 397, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in January 1984, for RC of A Retirement Living, Ltd. PROPOSAL NO. 400, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in May 1985, for Voluntary Enterprises, Inc. Councillor Schneider explained that Proposal Nos. 389, 392, 394, 395, 397 and 400, 1986, have new expiration dates of August 31, 1986. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption of Proposal Nos. 389, 392, 394, 395, 397 and 400, 1986. Proposal Nos. 389, 392, 394, 395, 397 and 400, 1986, were adopted on the following roll call vote; viz:

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

NO NAYS

6 NOT VOTING: Borst, Dowden, Durnil, Gilmer, Stewart, West

Proposal No. 389, 1986, was retitled SPECIAL RESOLUTION NO. 79, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 79, 1986

A SPECIAL RESOLUTION 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.

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. 103, 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 B & D Associates, an Indiana limited partnership (the "Company") which Special Resolution set an expiration date of July 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 July 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. 392, 1986, was retitled SPECIAL RESOLUTION NO. 80, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 80, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 196, 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. 196, 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 Paper Manufacturers Company (the "Company") which Special Resolution set an expiration date of July 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 July 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. 394, 1986, was retitled SPECIAL RESOLUTION NO. 81, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 81, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 194, 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. 194, 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 Canalwalk Associates (the "Company") which Special Resolution set an expiration date of July 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 July 31, 1986 contained therein and replacing said date with the date of February 28, 1987.

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. 395, 1986, was retitled SPECIAL RESOLUTION NO. 82, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 82, 1986

A SPECIAL RESOLUTION 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.

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. 92, 1981 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 Canal Commons Associates, an Indiana limited partnership (the "Company") which Special Resolution set an expiration date of July 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 July 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. 397, 1986, was retitled SPECIAL RESOLUTION NO. 83, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 83, 1986

A SPECIAL RESOLUTION 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.

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. 7, 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 RC of A Retirement Living, Ltd., Series V or an entity to be formed in which Richard T. Conard, M.D. is a partner or shareholder (the "Company") which Special Resolution set an expiration date of July 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 July 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. 400, 1986, was retitled SPECIAL RESOLUTION NO. 84, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 84, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 58, 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. 58, 1985 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 Voluntary Enterprises, Inc., or a partnership in which Voluntary Enterprises, Inc. is a partner or a corporation in which Voluntary Enterprises, Inc. is a shareholder (the "Company") which Special Resolution set an expiration date of July 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 July 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. 390, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in June 1982, for We Care Manor Nursing Center, Inc. PROPOSAL NO. 391, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in December 1985, for Southside Landfill, Inc. PROPOSAL NO. 393, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in April 1984, for Eastside Community Investments, Inc. PROPOSAL NO. 396, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in December 1985, for Culligan Fireprotection, Inc. PROPOSAL NO. 399, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in May 1983, for City Inns, Inc., Howard Johnson's (downtown) Motor Lodge. Councillor Schneider explained that Proposal Nos. 390, 391, 393, 396 and 399, 1986, have new expiration dates of February 28, 1987. Councillor Schneider moved, seconded by Councillor Boyd, for adoption of Proposal Nos. 390, 391, 393, 396 and 399, 1986. Proposal

Nos. 390, 391, 393, 396 and 399, 1986, were adopted on the following roll call vote; viz:

26 AYES: *Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*
NO NAYS

3 NOT VOTING: *Borst, Gilmer, Stewart*

Proposal No. 390, 1986, was retitled SPECIAL RESOLUTION NO. 85, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 85, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 41, 1982 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. 41, 1982 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 We Care Manor, Inc. Nursing Center (the "Company") which Special Resolution set an expiration date of July 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 July, 31, 1986 contained therein and replacing said date with the date of February 28, 1987.

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. 391, 1986, was retitled SPECIAL RESOLUTION NO. 86, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 86, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 197, 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. 197, 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 South Side Landfill, Inc. (the "Company") which Special Resolution set an expiration date of July 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 July 31, 1986 contained therein and replacing said date with the date of February 28, 1987.

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. 393, 1986, was retitled SPECIAL RESOLUTION NO. 87, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 87, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 34, 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. 34, 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 Eastside Community Investments, Inc. or a partnership to be formed by Eastside Community Investments, Inc. (the "Company") which Special Resolution set an expiration date of July 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 July 31, 1986 contained therein and replacing said date with the date of February 28, 1987.

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. 396, 1986, was retitled SPECIAL RESOLUTION NO. 88, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 88, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 193, 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. 93, 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 Culligan Fireprotection, Inc. (the "Company") which Special Resolution set an expiration date of July 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 July 31, 1986 contained therein and replacing said date with the date of February 28, 1987.

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. 399, 1986, was retitled SPECIAL RESOLUTION NO. 89, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 89, 1986

A SPECIAL RESOLUTION 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.

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. 45, 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 City Inns, Inc. d/b/a Howard Johnson's (Downtown) Motor Lodge (the "Company") which Special Resolution set an expiration date of July 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 July 31, 1986 contained therein and replacing said date with the date of February 28, 1987.

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. 398, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in May 1984, for Brougner Agency, Inc., and also modifying the resolution. The Economic Development Committee on July 16, 1986, recommended Proposal No. 398, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Rader, for adoption. Proposal No. 398, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

4 NOT VOTING: Borst, Gilmer, Rhodes, Stewart

Proposal No. 398, 1986, was retitled SPECIAL RESOLUTION NO. 90, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 90, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 44, 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 "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, Brougher Agency, Inc., Brougher International or any direct or indirect subsidiary thereof (the "Applicant") has previously advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, renovate, construct, 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, construction, renovation, installation and equipping of the former Wood High School building which contains approximately 165,000 square feet (i) which approximately 65,000 square feet will be initially renovated for use as the Applicant's corporate offices in its business as an insurance wholesaler providing sales, underwriting, claims paying and other administrative services to a world-wide network of insurance organizations and also for writing stop-loss medical insurance directly for certain underwriters and will include a corporate athletic facility and licensed public day care center and (ii) of which the remaining 60% of the usable space in the facility will remain unfinished and unoccupied until needed by the Applicant for expansion and/or leased to third parties for office use and the machinery and equipment to be installed therein plus certain site improvements located in the 600 block of South Meridian Street, Indianapolis, Indiana, on approximately 1.6 acres of land (the "Project"); and

WHEREAS, City-County Special Resolution No. 44, 1984, as amended (the "Inducement Resolution"), has been previously adopted by this City-County Council inducing the Applicant to proceed with the Project and estimating the Project costs to be approximately \$2,500,000 but now it appears that the costs of the Project will be approximately \$5,500,000; and

WHEREAS, a request has been made to (i) change the definition of Applicant to reflect the change in the name of Brougher International, Inc. to Brougher Insurance Group, Inc., (ii) increase the approximate amount of economic development revenue bonds to be issued from \$2,500,000 to \$5,500,000, (iii) permit the public sale of the bonds if the bonds are backed by adequate credit enhancement, and (iv) change the definition of Project to reflect the expansion of the Project to include the acquisition, construction, renovation (including demolition of obsolete or unusable buildings or portions of buildings), installation and/or equipping of (a) the former Wood High School complex, located in the 600 block of South Meridian Street, Indianapolis, Indiana on approximately 5.0 acres of land, in which approximately 100,000 square feet will be initially renovated for use as the Applicant's corporate offices in its insurance business and for ancillary employee amenities and in which the remaining usable space in the complex will remain unfinished and unoccupied until needed by the Applicant for expansion and/or lease to third parties for office use, (b) the machinery

and equipment to be installed therein, and (c) certain site improvements and parking facilities at and in the vicinity of the Project; and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 35 at the end of one year and 35 at the end of three years) to be achieved by the acquisition, construction, 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

WHEREAS, the acquisition, construction, 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 or 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 Inducement Resolution is hereby amended by deleting the expiration date of July 31, 1986, contained therein and replacing said date with the date of February 28, 1987, and (i) changing the definition of the Applicant to reflect the change in the name of Brougher International, Inc. to Brougher Insurance Group, Inc., (ii) increasing the approximate amount of economic development revenue bonds to be issued from \$2,500,000 to \$5,500,000, (iii) permitting the public sale of the bonds if the bonds are backed by adequate credit enhancement, and (iv) changing the definition of Project to reflect the expansion of the Project to include the acquisition, construction, renovation (including demolition of obsolete or unusable buildings or portions of buildings), installation and/or equipping of (a) the former Wood High School complex, located in the 600 block of South Meridian Street, Indianapolis, Indiana on approximately 5.0 acres of land, in which approximately 100,000 square feet will be initially renovated for use as the Applicant's corporate offices in its insurance business and for ancillary employee amenities and in which the remaining usable space in the complex will remain unfinished and unoccupied until needed by the Applicant for expansion and/or lease to third parties for office use, (b) the machinery and equipment to be installed therein, and (c) certain site improvements and parking facilities at and in the vicinity of the Project.

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 \$5,500,000 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 or the loaning of the proceeds of such financing 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 continue to proceed with the acquisition, construction, 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 supplied 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 February 28, 1987 unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has 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 City-County Special Resolution No. 44, 1984 adopted on May 10, 1984, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction, 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 NO. 401, 1986. This proposal is a final bond ordinance authorizing the issuance of \$2,000,000 Economic Development Revenue Bonds for Calderon Development Company. The Economic Development Committee on July 16, 1986, recommended Proposal No. 401, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 401, 1986, was adopted on the following roll call vote; viz:

26 AYES: *Boyd, Bradley, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*
NO NAYS

3 NOT VOTING: *Borst, Clark, Crowe*

Proposal No. 401, 1986, was retitled SPECIAL ORDINANCE NO. 24, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 24, 1986

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond (The Calderon Development Company Project)" in the principal amount of Two Million Dollars (\$2,000,000) and approving and authorizing other actions in respect thereto.

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

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on July 16, 1986 pursuant to IC 36-7-12-24 and Section 103 of the Internal Revenue Code of 1954, as amended, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Calderon Development Company (the "Company") consisting of the acquisition, construction, installation and equipping of a building containing approximately 80,000 square feet located in the 9700 block of East 30th Street (on the north side of East 30th Street), Indianapolis, Indiana on approximately 20 acres of land which will be used by Calderon Bros. Vending Machines, Inc. for warehousing products and machines, administrative offices and light maintenance in its business as a vending company; 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 and connection with the facility ("the Project") which will be initially owned by Calderon Development Company and operated by Calderon Bros. Vending Machines, Inc. complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively the "Act") and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Loan Agreement, Mortgage and Security Agreement, Bond Purchase Agreement, Guaranty Agreement, Conditional Assignment of Lease and Rentals, Lessee's Consent and Agreement to Lease Assignment, First Mortgage Note and the form of the City of Indianapolis, Indiana Economic Development Revenue Bond (Calderon Development Company Project) (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the revenue bond, the loan of the net proceeds thereof to the Company for the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bond (Calderon Development Company Project) in the principal amount of Two Million Dollars (\$2,000,000) for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its First Mortgage Note in the principal amount of Two Million Dollars (\$2,000,000) which will be executed and delivered by Calderon Development Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bond shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bond to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any and at a stated per annum rate of interest as set forth in the Financing Documents.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bond may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bond to the purchase or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bond or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27 (a)(1) through (a)(11).

SECTION 6. The City of Indianapolis elects to issue the Bond pursuant to the \$10,000,000 small issue exemption set out in Section 103(b)(6)(D) of the Internal Revenue Code of 1954, as amended.

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Bond and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bond or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 402, 1986. This proposal is a final bond ordinance repealing S.O. 2, 1986, and authorizing the issuance of \$600,000 Economic Development Revenue Bonds for Central Indiana Supply Company, Inc. Councillor Schneider explained that Proposal 402 reflects renegotiating of financing terms such as a fixed per annum rate of interest of 7.25%, a reduction in the dollar amount from \$700,000 to \$600,000, converting two bonds into one form and substituting a Bond Purchase Agreement for the previous Trust Indenture. The Economic Development Committee on July 16, 1986, recommended Proposal No. 402, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Rader, for adoption. Proposal No. 402, 1986, was adopted on the following roll call vote; viz:

26 AYES: *Boyd, Bradley, 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

3 NOT VOTING: *Borst, Clark, Schneider*

Proposal No. 402, 1986, was retitled SPECIAL ORDINANCE NO. 25, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 25, 1986

A SPECIAL ORDINANCE repealing previously adopted City-County Special Ordinance No. 2, 1986 and authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond, Series 1986 (Central Indiana Supply Company, Inc. Project)" in the principal amount of Six Hundred Thousand Dollars (\$600,000) and approving and authorizing other actions in respect thereto.

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

WHEREAS, the Indianapolis Economic Development Commission, and the City-County Council of the City of Indianapolis and of Marion County, Indiana by the adoption of City-County Special Ordinance No. 2, 1986, authorizes the issuance of City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (Central Indiana Supply Company, Inc. Project) and Economic Development Revenue Bonds, Series B (Central Indiana Supply Company, Inc. Project) (the "Previously Authorized Bonds") in the principal amounts of Six Hundred Thousand Dollars (\$600,000) and One Hundred Thousand Dollars (\$100,000) respectively to finance the Project as hereinafter defined; and

WHEREAS, the Previously Authorized Bonds have not yet been issued and certain terms of the proposed financing have changed including, but not limited to, a reduction in the principal amount of bonds to be issued, elimination of the second series of bonds and interest rate changed; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on July 16, 1986, pursuant to IC 36-7-12-24 and Section 103 of the Internal Revenue Code of 1954, as amended, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Central Indiana Supply Company, Inc. (the "Company") consisting of the acquisition, renovation, construction, installation and equipping of an existing concrete block warehouse building containing approximately 30,000 square feet and the machinery and equipment to be installed therein plus certain site improvements located at 3610 Shelby Street, Indianapolis, Indiana on approximately 4.3 acres of land which will be used by Central Indiana Supply Company, Inc. in its business of distribution of animal feeds, fertilizers, agricultural chemicals, pesticide, seeds and other farm supplies primarily to farm supply dealers ("the Project") which will be initially owned and operated by Central Indiana Supply Company, Inc. complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively the "Act") and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission at its meeting on July 16, 1986 has approved the final forms of the Trust Indenture, Loan Agreement, Mortgage and Security Agreement, First Mortgage Note, Series 1986, Guaranty Agreement and the form of the City of Indianapolis, Indiana Economic Development Revenue Bond, Series 1986 (Central Indiana Supply Company, Inc. Project) (the "Bond") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to the Company for the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bond, Series 1986 (Central Indiana Supply Company, Inc. Project) in the aggregate principal amount of Six Hundred Thousand Dollars (\$600,000) for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its First Mortgage Note, Series 1986 in the principal amount of Six Hundred Thousand Dollars (\$600,000) which will be executed and delivered by Central Indiana Supply Company, Inc. to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bond shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bond to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any and at a stated per annum rate of interest as set forth in the Financing Documents.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bond may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bond to the purchase or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bond or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27 (a)(1) through (a)(11).

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

SECTION 7. City-County Special Ordinance No. 2, 1986 adopted on February 10, 1986 by this City-County Council is hereby repealed.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 403, 1986. This proposal is a final bond ordinance authorizing the issuance of \$2,250,000 Economic Development Revenue Bonds for H & K Realty Company - E & A Industries, Inc. Councillor Schneider stated that the interest rate will be 75% of Indiana National Bank's prime rate of interest. The principal has a final maturity of December 1, 2006, for Series F Bonds and maturity dates of December 1, 1983, for Series G, H and I Bonds. The Economic Development Committee on July 16, 1986, recommended Proposal No. 403, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Rader, for adoption. Proposal No. 403, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: *Clark*

Proposal No. 403, 1986, was retitled SPECIAL ORDINANCE NO. 26, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 26, 1986

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series F, G, H and I (H & K Realty Company - E & A Industries, Inc. Projects)" in the aggregate principal amount of Two Million Two Hundred Fifty Thousand Dollars (\$2,250,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for H & K Realty Company - E & A Industries, Inc. and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on July 16, 1986 pursuant to IC 36-7-12-24 and Section 103 of the Internal Revenue Code of 1954, as amended, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by H & K Realty Company, Brulin & Company, Inc., Apex Corporation and World Wide Chemicals, Inc. (the "Companies") consisting of the acquisition, rehabilitation, construction, installation and equipping in Indianapolis, Indiana i) of an addition of approximately 3,692 square feet to the existing office building at 2920 North Martindale Avenue, the acquisition of property at 2906 North Martindale Avenue, the demolition of the existing residential building at 2906

North Martindale Avenue, the grading and paving of portions of the two lots to provide additional parking space and landscaping to screen parking lot from street, plus the acquisition and installation of certain new machinery and equipment for use in the production, warehouse and office facilities (including new computer equipment and software) plus certain upgrading of those facilities located at 2920 Martindale Avenue, all of which will be used by Brulin & Co., Inc. for the manufacturing of janitorial, building maintenance and industrial specialty chemical products consisting primarily of cleaners and floor finishes; ii) of production equipment and facilities including the renovation of an existing model shop area all located at 2060 North Yandes Street, which will be operated by Apex Corporation in its business as a precision machine shop specializing in close tolerance aircraft engine parts; iii) of production and material handling equipment, the relocation and expansion of a storage tank farm, an addition of 18,000 square feet of warehouse space, heated and sprinklered, for storage of plastic and metal containers and corrugated boxes used in the production of finished goods, and an addition of 4,800 square feet of office space adjoining the existing office building at 1910 South State Street, all of which will be located at 1910 South State Street, Indianapolis, Indiana and which will be operated by World Wide Chemicals, Inc. in its operation of manufacturing a line of vehicle reconditioning products including waxes, polishes, degreasers and cleaners; the acquisition, construction, installation, and equipping of various site improvements and the acquisition of certain land at the facilities; and the acquisition of machinery, equipment, fixtures and furnishings for use in the facilities (collectively the "Project") complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively the "Act") and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Second Amendment to Trust Indenture, Loan Agreements, Second Amendment to Mortgage and Security Agreement, First Mortgage Notes and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series F, G, H and I (H & K Realty Company - E & A Industries, Inc. Projects) (collectively the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to the Company for the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bonds, Series F, G, H and I, (H & K Realty Company - E & A Industries, Inc. Projects) in the aggregate principal amount of Two Million Two Hundred Fifty Thousand Dollars

(\$2,250,000) for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Companies on their respective First Mortgage Notes in the total principal amount of Two Million Two Hundred Fifty Thousand Dollars (\$2,250,000) which will be executed and delivered by the respective Companies to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any and at a stated per annum rate of interest as set forth in the Financing Documents.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the purchase or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27 (a)(1) through (a)(11).

SECTION 6. The City of Indianapolis elects to issue the Bonds pursuant to the \$10,000,000 small issue exemption set out in Section 103(b)(6)(D) of the Internal Revenue Code of 1954, as amended.

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 404, 1986. This proposal is an inducement resolution authorizing certain proceedings with respect to proposed economic development bond financing for HVM Equities in an approximate amount of \$650,000. Councillor Schneider explained the HVM provides electrical testing and maintenance of electrical power distribution systems to large industrial plants, hospitals, commercial properties and government owned buildings. The project is the acquisition, construction, installation and equipping of a new building containing approxi-

mately 15,000 square feet which will be located on approximately two acres of land at 4612-4640 South Emerson Avenue, Indianapolis. The Economic Development Committee on July 16, 1986, recommended Proposal No. 404, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Clark, for adoption. Proposal No. 404, 1986, was adopted on the following roll call vote; viz

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

Proposal No. 404, 1986, was retitled SPECIAL RESOLUTION NO. 91, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 91, 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, HVM Equities (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, construct, 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, construction, installation and equipping of a new building containing approximately 15,000 square feet which will be located on approximately 2 acres of land at 4612-4640 South Emerson Avenue, Indianapolis, Indiana which will be used by High Voltage Maintenance Corporation in its business of providing electrical testing and maintenance of electrical power distribution systems to large industrial plants, hospitals, commercial properties and government owned buildings; 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 9 at the end of three years) to be achieved by the acquisition, construction, 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

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

WHEREAS, the acquisition, construction, 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 or 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 \$650,000 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 or the loaning of the proceeds of such financing 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, construction, 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 February 28, 1987 unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has 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, construction, 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 NO. 405, 1986. This proposal is an inducement resolution authorizing certain proceedings with respect to proposed economic development bond financing for Greenleaf, Ltd. in an approximate amount of \$3,000,000. Councillor Schneider stated that the project is the acquisition, construction, installation and equipping of a new board and care nursing home care facility containing approximately 40,928 square feet to be used for 100 residential care healthcare beds for the low to moderate income elderly. The project will be located on approximately 0.991 acres at 3530 South Shelby Street, Indianapolis. The Economic Development Committee on July 16, 1986, recommended Proposal No. 405, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Howard, for adoption. Proposal No. 405, 1986, was adopted on the following roll call vote; viz:

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

1 NOT VOTING: *Clark*

Proposal No. 405, 1986, was retitled SPECIAL RESOLUTION NO. 92, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 92, 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, Greenleaf, Ltd. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, construct, 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, construction, installation and equipping of a new board and care nursing home care facility containing approximately 40,928 square feet and approximately 100 beds all of which will be located on approximately 0.991 acres of land at 3530 South Shelby Street, Indianapolis, Indiana; the acquisition, construction, installation and equipping of various site improvements at the facility; and the acquisition of machinery, equipment, fixtures and furnishing 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 35 at the end of one year and 35 at the end of three years) to be achieved by the acquisition, construction, 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

WHEREAS, the acquisition, construction, 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 or 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 \$3,000,000 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 or the loaning of the proceeds of such financing 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, construction, 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 February 28, 1987 unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has 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, construction, 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 NO. 406, 1986, is a special ordinance designating the parcel of land commonly known as 611 North Capitol, Indianapolis, Indiana as an economic development target area. PROPOSAL NO. 407, 1986, is an inducement resolution authorizing certain proceedings with respect to proposed economic development bond financing for Indianapolis Center for Advanced Research, Inc. in an approximate amount of \$700,000. The Company is currently located in a seventy-five year old four-story 29,520 square foot structure at 611 North Capitol. The project is to renovate portions of the exterior, stairways and first floor interior of the current location. The Economic Development Committee on July 16, 1986, recommended Proposal Nos. 406 and 407, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption of Proposal Nos. 406 and 407, 1986.

Proposal No. 406, 1986, 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, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*
NO NAYS

2 NOT VOTING: *Nickell, Williams*

Proposal No. 406, 1986, was retitled SPECIAL ORDINANCE NO. 27, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 27, 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 July 16, 1986 the Indianapolis Economic Development Commission reviewed, considered and favorably recommended to the City-County Council designating the parcel commonly known as 611 North Capitol Avenue, Indianapolis, Indiana as an Economic Development Target Area which parcel is more specifically described as:

Parts of Lots 9 and 10 in Blake's subdivision in Square 7 of the Donation lands to the City of Indianapolis, Marion County, Indiana, more particularly described as follows:

Beginning in the northwest corner of Lot 10, thence east on and along the north line of Lots 10 and 9 a distance of 68 feet to a point; thence south parallel to the east line of Lot 10 a distance of 90 feet to a point; thence west parallel to the north lines of Lots 10 and 9 86 feet to a point; thence north on and along the west line of Lot 10 90 feet to the place of beginning.

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 parcel commonly known as 611 North Capitol Avenue, Indianapolis, Indiana which is more specifically described as:

Parts of Lots 9 and 10 in Blake's subdivision in Square 7 of the Donation Lands to the City of Indianapolis, Marion County, Indiana, more particularly described as follows:

Beginning in the northwest corner of Lot 10, thence east on and along the north line of Lots 10 and 9 a distance of 68 feet to a point; thence south parallel to the east line of Lot 10 a distance of 90 feet to a point; thence west parallel to the north lines of Lots 10 and 9 86 feet to a point; thence north on and along the west line of Lot 10 90 feet to the place of beginning.

meets 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. 407, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

5 NOT VOTING: *Borst, Hawkins, Howard, Nickell, Stewart*

Proposal No. 407, 1986, was retitled SPECIAL RESOLUTION NO. 93, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 93, 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, Indianapolis Center for Advanced Research, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either renovate 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 renovation and equipping of the Applicant's existing facility which consists of an approximately 75 year old four story 29,500 square foot building constructed with reinforced concrete and brick which is located at 611 North Capitol Avenue, Indianapolis, Indiana on approximately 0.2 acres of land which is used by this Applicant for scientific research; 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 2 at the end of one year and 12 at the end of three years) to be achieved by the renovation 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

WHEREAS, the renovation 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 or 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 \$700,000 under the Act to be privately placed or a public offering with credit enhancement and to be subject to the Project being located in an Economic Development Target Area designated pursuant to the Act as amended for the renovation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loaning of the proceeds of such financing 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 renovation 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 February 28, 1987 unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has 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, renovation 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.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 331, 1986. This proposal is a final bond ordinance authorizing certain amendments concerning previously issued City of Indianapolis, Indiana Economic Development Revenue Bonds (Indiana Sports Corporation). Councillor Schneider moved to postpone Proposal No. 331, 1986, until the August 4, 1986, meeting of the Council. Consent was given.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 427 - 433, 1986. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 3, 1986". Councillor SerVaas requested that Proposal No. 431, 1986, be scheduled for public hearing by the Council at their August 4, 1986, meeting. Consent was given. No action was taken by the Council on Proposal Nos. 427 - 430 and 432 - 433, 1986, and the proposals were deemed adopted. Proposal Nos. 427 - 430 and 432 - 433, 1986, were retitled REZONING ORDINANCE NOS. 96 - 101, 1986, and read as follows:

REZONING ORDINANCE NO. 96, 1986. 86-Z-44 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 4
4602 EAST 82ND STREET, INDIANAPOLIS.
American Aggregates Corporation, by William F. LeMond, requests the rezoning of 81.20 acres, being in the A-2, FP, and FW district, to the D-6II classification, to provide for multi-family development.

REZONING ORDINANCE NO. 97, 1986. 86-Z-63 Amended FRANKLIN TOWNSHIP COUNCILMANIC DISTRICT NO. 13
6040 SHELBYVILLE ROAD, INDIANAPOLIS.
Fred B. Boushehry requests the rezoning of 49.7 acres, being in the A-2 district, to the D-3 classification, to provide for residential use by platting.

**REZONING ORDINANCE NO. 98, 1986. 86-Z-64 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
7501 KNUE ROAD, INDIANAPOLIS.**

Eaton & Lauth Development Corporation, by Michael C. Cook, requests the rezoning of 16.11 acres, being in the I-2-S district, to the C-S classification, to provide for a mixed land use development including office buffer uses, light industrial uses and retail commercial uses.

**REZONING ORDINANCE NO. 99, 1986. 86-Z-68 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 10
2150 GREENBRIAR LANE, INDIANAPOLIS.**

Mid-State Chemical & Supply Corporation, by John A. Perrin, requests the rezoning of 0.64 acre, being in the D-5 district, to the I-3-U classification, to provide for industrial use.

**REZONING ORDINANCE NO. 100, 1986. 86-Z-92 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 10
1036 FAIRFIELD AVENUE, INDIANAPOLIS.**

Sam Good and Birchwood Associates, Ltd., by David Meyer, request the rezoning of 1.00 acre, being in the C-1 district, to the D-8 classification, to conform zoning to its use as apartments.

**REZONING ORDINANCE NO. 101, 1986. 86-Z-95 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16
1930 WEST 16TH STREET, INDIANAPOLIS.**

Speedway International Cars, by Dennis A. Johnson, requests rezoning of 2.73 acres, being in the D-5 district, to the C-5 classification, to conform zoning with existing auto dealership.

PROPOSAL NOS. 434 - 438 and 440 - 446, 1986. Introduced by Councillor Borst. Proposal No. 439, 1986, was withdrawn. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 17, 1986". Councillor Borst requested that Proposal No. 434, 1986, be scheduled for public hearing by the Council at their August 4, 1986, meeting. Consent was given. Councillors Nickell, Schneider and Dowden requested that Proposal No. 438, 1986, be scheduled for public hearing at their August 4, 1986, meeting.

The attorney representing the petitioner in Proposal No. 438, 1986, requested that the public hearing be held August 18, 1986. There were no objections voiced to the attorney's request. The President indicated that Proposal No. 438, 1986, would be scheduled for public hearing at the August 18, 1986, meeting of the Council, if all parties were in agreement.

No action was taken by the Council on Proposal Nos. 435 - 437 and 440 - 446, 1986, and the proposals were deemed adopted. Proposal Nos. 435 - 437 and 440 - 446, 1986, were retitled REZONING ORDINANCE NOS. 102 - 111, 1986, and read as follows:

**REZONING ORDINANCE NO. 102, 1986. 86-Z-49 Amended WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 19
8506 WEST WASHINGTON STREET, INDIANAPOLIS.**

Ron Beaman, by Kurt F. Pantzer, III, requests the rezoning of 5.06 acres, being in the C-1 district, to the C-3 classification, to provide for auto repair and other commercial uses.

**REZONING ORDINANCE NO. 103, 1986. 86-Z-61 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 15
4404 EAST 10TH STREET, INDIANAPOLIS.**

Bodner Properties, Limited, by J. Murray Clark, requests the rezoning of 0.23 acre, being in the D-5 district, to the C-3 classification, to provide for the reuse of a vacant gas station for a pizza restaurant.

**REZONING ORDINANCE NO. 104, 1986. 86-Z-67 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
51 WEST RAYMOND STREET, INDIANAPOLIS.**

Marshall Reed requests the rezoning of 1.83 acres, being in the I-S and C-1 districts, to the C-7 classification, to provide for auto and truck repair.

**REZONING ORDINANCE NO. 105, 1986. 86-Z-91 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
8602 MADISON AVENUE, INDIANAPOLIS.**

Ramon L. Mobley and Martha E. Mobley request the rezoning of approximately 1.5 acres, being in the D-3 district, to the C-1 classification, to provide for professional office building.

**REZONING ORDINANCE NO. 106, 1986. 86-Z-99 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 2.
7850 MICHIGAN ROAD, INDIANAPOLIS.**

George N. Allemenos requests the rezoning of 16 acres, being in the A-2 district, to the C-3 classification, to permit the erection of retail shopping buildings.

**REZONING ORDINANCE NO. 107, 1986. 86-Z-103 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
7848 ALLISONVILLE ROAD, INDIANAPOLIS.**

Broad Ripple Church of the Nazarene requests the rezoning of 4.66 acres, being in the A-2 district, to the SU-1 classification, to permit construction of a church.

**REZONING ORDINANCE NO. 108, 1986. 86-Z-105 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
8410 NORTH MICHIGAN ROAD, INDIANAPOLIS.**

Eighty-Four Ten Michigan, Ltd., by Stephen D. Mears, requests the rezoning of 13.58 acres, being in the C-S and A-2 districts, to the C-S classification, to allow for the development of a multi-use business park consisting of two, three-story office buildings, and three, one-story office/distribution centers.

**REZONING ORDINANCE NO. 109, 1986. 86-Z-106 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
4503 SOUTH HARDING STREET, INDIANAPOLIS.**

Indy Tools West, Incorporated, by Sherry Sines, requests the rezoning of approximately 1 acre, being in the I-3-S district, to the C-7 classification, to permit retail sales of small tools and accessories.

**REZONING ORDINANCE NO. 110, 1986. 86-Z-110 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 24
7951 MADISON AVENUE, INDIANAPOLIS.**

Clair E. and Hazel M. McKeighan, by Michael J. Kias, request the rezoning of 7.49 acres, being in the A-2 district, to the C-3 classification, to permit development and use of the property for retail commercial purposes.

**REZONING ORDINANCE NO. 111, 1986. 86-Z-115 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 7
5375 MANOR HOUSE CIRCLE, INDIANAPOLIS.**

Hudson Institute, Incorporated, by Harry F. McNaught, Jr., requests the rezoning of 5.9 acres, being in the D-P district, to the C-1 classification, to permit office use.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 370, 1986. This proposal is a rezoning ordinance certified by the Metropolitan Development Commission on June 6, 1986 (86-Z-71, 8901 South Railroad Road, Indianapolis). Frank W. Hogan, attorney for the remonstrators, explained that the new revised commitments were approved by the remonstrators and petitioner. Councillor Miller moved, seconded by Councillor McGrath, the following amendment:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 370, 1986, (Rezoning Docket No. 86-Z-71) be amended by conditioning the approval upon certain revised commitments of the petitioners, which are submitted to the Council, attached hereto and made part of the ordinance, effective upon certification of the revised commitments by the Metropolitan Development Commission.

Councillor Miller

The amendment passed by unanimous voice vote. Councillor Miller moved, seconded by Councillor McGrath, for adoption. Proposal No. 370, 1986, As Amended, was adopted on the following roll call vote; viz:

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

Proposal No. 370, 1986, As Amended, was retitled REZONING ORDINANCE NO. 112, 1986, and reads as follows:

REZONING ORDINANCE NO. 112, 1986 86-Z-71 Amended PERRY TOWNSHIP COUNCILMANIC DISTRICT NO. 25

8901 SOUTH RAILROAD ROAD, INDIANAPOLIS.

R.I. Marketing, Inc., by Louis H. Borgmann, requests the rezoning of approximately 6 acres, being in the A-2 district, to the C-3 classification, to provide for commercial development.

PROPOSAL NO. 377, 1986. This proposal is a rezoning ordinance certified by the Metropolitan Development Commission on June 20, 1986 (86-Z-52, 101 East Thompson Road, Indianapolis). Councillor McGrath noted that no compromise had been reached between the petitioner and remonstrators. The rezoning petition received the approval of the Metropolitan Development Commission on June 18, 1986, by a 5-3 vote.

Mr. Clarence H. Doninger, attorney for the petitioner, testified that recent market studies have revealed a need for apartments, congregate housing and nursing homes. All three types of housing are approved under the C-2 classification.

Mr. Mark Yaeger, Southdale Civil League, stated that the petition opposing the project contained the signatures of 525 homeowners (66% of total homeowners) living in the Southdale area. Mr. Yaeger summarized the remonstrators' complaints as: 1) the area has too many current drainage problems, and the project would add more drainage problems; 2) the vacancy rate in surrounding apartment complexes is excessive; and 3) the speed limit on Thompson Road is unsafe for children.

Mrs. Margaret Schattner, resident of 4010 S. Union Street and board member of the Northwest Perry Civic Association, opposed the project by stating that additional traffic would be generated by the project and that there are already too many vacancies in surrounding apartment complexes.

Mr. Martin Lyles, resident of 224 E. Thompson Road, also opposed the project. He reiterated previous comments by remonstrators regarding drainage problems, traffic congestion, etc.

Mr. Steve Bourquein, Merrill Jones & Associates, representing the petitioner, stated that studies on traffic movement revealed that a total of 1,584 traffic movements would be generated per day for 240 housing units compared to 2,767 traffic movements generated per day from an office complex.

Mr. Bourquein added that initially the project was to build three-story office buildings; however, the plan was cancelled because of unresponsive fine granular sand located fifteen feet below the surface.

Mr. Bourquein explained that drainage problems would be alleviated by the creation of a retention pond which is required to meet drainage standards.

Mr. Doninger questioned previous statements regarding vacancies in neighboring apartment complexes stating that market studies have indicated there are virtually no apartment vacancies on Indianapolis' southside.

Councillor Rader explained that his employment involves property management and confirmed that there is a need for apartment housing on Indianapolis' southside.

Councillor Borst read from the Staff Comments from the Metropolitan Development which supported the project because it is compatible with surrounding development.

Ms. Judy Wertz, Senior Planner, Department of Metropolitan Development, read the Addendum from the Staff Comments which stated that the petitioner had submitted written commitments regarding the construction of a fence along the west and south property lines, the installation of sanitary sewers and density restrictions. The latter commitment limits density on the western twenty acres to twelve units per acre developed to D-8 standards, with the provision of a maximum density of 6.5 units per acre on the eastern ten acres if the nursing home is not built and a maximum number of sixty-five apartment units if neither the nursing home nor the congregate housing facility are built.

Ms. Wertz added that Metropolitan Development departmental Staff testified at both the hearing examiner's meeting and the Commission's meeting that there would be far less traffic generated by an apartment complex compared to the traffic level generated by an office complex.

Ms. Wertz stressed that drainage plans are to receive the approval of the Department of Public Works.

Councillor McGrath asked Mr. Allen McFearin from the Department of Public Works to comment on the project.

Mr. McFearin confirmed earlier statements that the residential area located to the west of the proposed project has severe drainage problems and that the retention pond in the new project would have to be rather large. He added that retention ponds do not alleviate problems caused by flood waters.

Mr. Yaeger stated that the remonstrators had received current vacancy rates from a local savings and loan association. He stressed that the remonstrators would support the project if it were for condominiums or single-family homes.

Mrs. Schattner stated that the office complex would have provided more jobs than the apartment project.

Ms. Rosalyn Ellis, resident of 115 W. Roberts, spoke against the project by stating that "we don't need any more apartment complexes".

Mr. Doninger stated that the current drainage problems in the area would exist even if the project did not receive approval. He emphasized that improvement locations permits would not be granted if Staff reviewing the plans found that the project would add additional drainage problems.

President SerVaas explained that eighteen "Nay" votes were required to deny the petition. Proposal No. 377, 1986, was adopted on the following roll call vote; viz:

12 AYES: Clark, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Holmes, Nickell, Rader, Schneider, West

16 NAYS: *Borst, Boyd, Bradley, Crowe, Curry, Hawkins, Journey, McGrath, Miller Page, Rhodes, SerVaas, Shaw, Stewart, Strader, Williams*

1 NOT VOTING: *Howard*

Proposal No. 377, 1986, was retitled REZONING ORDINANCE NO. 113, 1986, and reads as follows:

**REZONING ORDINANCE NO. 113, 1986 86-Z-52 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
101 EAST THOMPSON ROAD, INDIANAPOLIS.**

C. Steve Paul, by John W. Van Buskirk, requests the rezoning of approximately 29 acres, being in the C-S district, to the C-2 classification, to allow the construction of apartments, congregate housing, and a nursing home.

PROPOSAL NO. 337, 1986. This proposal approves the issuance of bonds of the Indianapolis Redevelopment District, in an aggregate principal amount not to exceed \$23,000,000. Councillor Borst explained that the \$23,000,000 tax increment financing project includes \$15 million for land acquisition/site improvements; \$4.6 million for interest; \$2.8 million for debt service reserve; and \$400,000 for issuing expense. The financing is to aid in the development of various housing projects associated with the 1987 Pan American Games. The projects are: Sycamore, Canal Commons, Lockefield Gardens, Indiana Avenue Associates. In addition, other sites will be acquired through the appropriation to be used in future development. The Metropolitan Development Committee on June 25, 1986, recommended Proposal No. 337, 1986, Do Pass by a 3-0-2 vote. The President called for public testimony at 9:42 p.m.

Mr. Carl Moldthan, President of the Indianapolis Taxpayers Association, urged the Council to adopt a more restrictive financing policy than tax increment financing.

Councillor Borst moved, seconded by Councillor Miller, for adoption. Proposal No. 337, 1986, was adopted on the following roll call vote; viz:

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

2 NOT VOTING: *Bradley, Rhodes*

Proposal No. 337, 1986, was retitled GENERAL RESOLUTION NO. 7, 1986, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 7, 1986

A GENERAL RESOLUTION approving the issuance of bonds of the Indianapolis Redevelopment District, in one or more series, payable solely out of taxes on real property located in the Consolidated Redevelopment Allocation Area allocated and deposited into the consolidated Redevelopment Allocation Area Special Fund pursuant to the provisions of IC 36-7-15.1-26 in an aggregated principal amount not to exceed Twenty Three Million Dollars (\$23,000,000).

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission") on June 4, 1986, adopted a Preliminary Bond Resolution (Resolution No. 173) authorizing the issuance of special taxing district bonds of the Indianapolis Redevelopment District, in one or more series, payable solely out of taxes on real property located in the Consolidated Redevelopment Allocation Area allocated and deposited in the Consolidated Redevelopment Allocation Area Special Fund pursuant to the provisions of IC 36-7-15.1-26, in an aggregate principal amount not to exceed Twenty Three Million Dollars (\$23,000,000) (the "Bonds"), for the purpose of procuring funds to be applied to the cost of property acquisition and redevelopment in the Consolidated Redevelopment Allocation Area or to refund obligations previously issued, including the principal of and accrued interest on a certain note previously issued by the Commission on December 23, 1985, to pay for the cost of property acquisition and redevelopment in the Consolidated Redevelopment Allocation Area, together with expenses, fees and costs incidental or attributable thereto and in connection with the issuance of the bonds authorized therein.

WHEREAS, the Commission has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8, and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

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

SECTION 1. The City-County Council does hereby approve Resolution No. 173 adopted by the Commission on June 4, 1986, the issuance of special taxing district bonds of the Indianapolis Redevelopment District, in one or more series, payable solely out of taxes on real property located in the Consolidated Redevelopment Allocation Area allocated and deposited in the Consolidated Redevelopment Allocation Area Special Fund pursuant to the provisions of IC 36-7-15.1-26 in an aggregate principal amount not to exceed Twenty Three Million Dollars (\$23,000,000) and the expenditure of the proceeds of said bonds as set out in Resolution No. 173.

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

PROPOSAL NO. 342, 1986, appropriates \$47,643 and creates a new personnel schedule for the Forensic Services Agency for partial funding of a pre-trial drug screening program. PROPOSAL NO. 343, 1986, appropriates \$125,000 for the

Forensic Services Agency for partial funding of a pre-trial drug screening program. Councillor Dowden explained that it is estimated that Marion County will receive \$294,000 from the State of Indiana for purposes of housing offenders involved in misdemeanors. The Sheriff's Department has estimated that only \$30,000 will be expended for actual housing. According to law the balance is to be expended for jail or misdemeanor programs. Councillor Dowden stated that the pre-trial drug screening program for misdemeanants will hopefully alleviate the jail population and reduce drug abuse. The Public Safety and Criminal Justice Committee on July 2, 1986, recommended Proposal Nos. 342 and 343, 1986, Do Pass by a 9-0 vote. The President called for public testimony at 9:56 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption of Proposal Nos. 342 and 343, 1986. Proposal No. 342, 1986, was adopted on the following roll call vote; viz:

26 AYES: *Boyd, 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

3 NOT VOTING: *Borst, Bradley, Schneider*

Proposal No. 342, 1986, was retitled FISCAL ORDINANCE NO. 61, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Forty-seven Thousand Six Hundred Forty-three Dollars (\$47,643) in the State and Federal Grant Fund for purposes of the Forensic Services Agency 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 (c) (7) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Forensic Services Agency to partially fund a pre-trial drug screening program.

SECTION 2. The sum of Forty-seven Thousand Six Hundred Forty-three Dollars (\$47,643) 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:

FORENSIC SERVICES AGENCY

STATE AND FEDERAL GRANT FUND

1. Personal Services	<u>\$27,693</u>
3. Other Services & Charges	2,400
4. Capital Outlay	5,000
	<u>35,093</u>

COUNTY AUDITOR

1. Personal Services	12,550
TOTAL INCREASE	<u>\$47,643</u>

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	<u>\$47,643</u>
TOTAL REDUCTION	<u>\$47,643</u>

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

(7) FORENSIC SERVICES AGENCY - Dept. 17
State and Federal Grant Fund

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
<u>Chemist</u>	<u>1</u>	<u>25,000</u>	<u>25,000</u>
<u>Technician</u>	<u>2</u>	<u>17,000</u>	<u>34,000</u>
<u>Secretary</u>	<u>1</u>	<u>13,000</u>	<u>13,000</u>
<u>Vacancy Factor</u>			<u>(44,307)</u>
<u>TOTAL</u>	<u>4</u>		<u>\$27,693</u>

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

Proposal No. 343, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

3 NOT VOTING: Borst, Bradley, Curry

Proposal No. 343, 1986, was retitled FISCAL ORDINANCE NO. 62, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Hundred Twenty-five Thousand Dollars (\$125,000) in the County Corrections Fund for purposes of the Forensic Services Agency and reducing the unappropriated and unencumbered balance in the County Corrections 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 (c) (7) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Forensic Services Agency for partial funding of a pre-trial drug screening program.

SECTION 2. The sum of One Hundred Twenty-five Thousand Dollars (\$125,000) 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:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY CORRECTIONS FUND</u>
2. Supplies	\$112,400
3. Other Services & Charges	<u>12,600</u>
TOTAL INCREASE	\$125,000

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

	<u>COUNTY CORRECTIONS FUND</u>
Unappropriated and Unencumbered County Corrections Fund	<u>\$125,000</u>
TOTAL REDUCTION	\$125,000

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

PROPOSAL NO. 344, 1986. This proposal appropriates \$99,658 and establishes a new personnel schedule for the Community Corrections Agency to partially fund programs in the Marion County Jail. Councillor Dowden explained that the programs include counselling services, diagnostic testing and substance abuse treatments. The State Department of Corrections will provide a 25% match for this appropriation. The Public Safety and Criminal Justice Committee recommended Proposal No. 344, 1986, Do Pass by a 7-2 vote.

Councillor Dowden moved to amend Proposal No. 344, 1986, by deleting the Administrative Assistant position from the personnel schedule, thereby reducing

the total appropriation from \$99,658 to \$93,042. Councillor Journey seconded, and the motion to amend was carried by voice vote.

Ms. Julie Hall, Director of the Community Corrections Program, requested that the Administrative Assistant position be retitled to Clerk/Typist at a \$10,000 salary level.

Mrs. Faye Mowery, Marion County Auditor, estimated that a salary of \$10,500 would be more appropriate if the position title were renamed.

Councillor Williams moved, seconded by Councillor Howard, to send Proposal No. 344, 1986, back to Committee. The motion failed on a voice vote.

The President called for public testimony at 10:05 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Journey, for adoption of Proposal No. 344, 1986, As Amended. Proposal No. 344, 1986, As Amended, 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. 344, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 63, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Ninety-three Thousand Forty-two Dollars (\$93,042) in the County Corrections Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the County Corrections 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 the Marion County Community Corrections Agency to partially fund programs in the Marion County Jail.

SECTION 2. The sum of Ninety-three Thousand Forty-two Dollars (\$93,042) 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 AGENCY</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services	\$19,395
3. Other Services & Charges	\$61,250
	<u>\$80,645</u>
<u>COUNTY AUDITOR</u>	
1. Personal Services	<u>12,397</u>
TOTAL INCREASE	<u>\$93,042</u>

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

	<u>COUNTY CORRECTIONS FUND</u>
Unappropriated and Unencumbered County Corrections Fund	<u>\$93,042</u>
TOTAL REDUCTION	<u>\$93,042</u>

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

(25) COMMUNITY CORRECTIONS
County Corrections Fund

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Coordinator	1	18,428	18,428
Correctional Counselor	2	16,000	32,000
Vacancy Factor			(31,033)
TOTAL	4		\$19,395

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

PROPOSAL NO. 345, 1986. This proposal appropriates \$5,130 and establishes a personnel schedule for the Marion County Superior Court, Juvenile Division, to fund "Project Turnabout" which will be reimbursed by a federal grant (Indiana Criminal Justice Association). Councillor Dowden explained that the funding is through September 30, 1986. "Project Turnabout" is a method of attempting to teach juveniles the consequences of their first and second criminal offenses. The Project is a one-day program where parents must participate with the juvenile.

The Public Safety and Criminal Justice Committee on June 25, 1986, recommended Proposal No. 345, 1986, Do Pass by a 5-0 vote. The President called for public testimony at 10:09 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 345, 1986, was adopted on the following roll call vote; viz:

26 AYES: *Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*
 NO NAYS

3 NOT VOTING: *Clark, Curry, Williams*

Proposal No. 345, 1986, was retitled FISCAL ORDINANCE NO. 64, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Five Thousand One Hundred Thirty Dollars (\$5,130) in the State and Federal Grant Fund for purposes of the Marion County Superior Court, Juvenile Division, 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) (5) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Superior Court, Juvenile Division, for "Project Turnabout" which will be reimbursed by a federal grant.

SECTION 2. The sum of Five Thousand One Hundred Thirty Dollars (\$5,130) 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>MARION COUNTY SUPERIOR COURT</u> <u>JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$3,000
3. Other Services & Charges	180
4. Capital Outlay	1,735
	<u>4,915</u>
<u>COUNTY AUDITOR</u>	
1. Personal Services	215
TOTAL INCREASE	<u>\$5,130</u>

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	\$5,130
TOTAL REDUCTION	<u>\$5,130</u>

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

**(4) MARION COUNTY SUPERIOR COURT - JUVENILE DIVISION - Dept. 65
State and Federal Grant Fund**

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Program Supervisors	2	7,800	15,600
Counselor	1	3,900	3,900
Vacancy Factor			(16,500)
TOTAL	3		\$ 3,000

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

PROPOSAL NO. 346, 1986. This proposal appropriates \$5,000 for the Marion County Superior Court, Juvenile Division, for a "Juvenile D.C. Trip" funded by a grant. Councillor Dowden stated that the program rewards juveniles who have performed well under probation by taking them on a tour of Washington, D.C. The Public Safety and Criminal Justice Committee on June 25, 1986, recommended Proposal No. 346, 1986, Do Pass As Amended by a 5-0 vote. The amendment was requested by Judge Payne of the Juvenile Court to reduce the appropriation from \$5,000 to \$4,500. The President called for public testimony at 10:14 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Nickell, for adoption. Proposal No. 346, 1986, As Amended, was adopted on the following roll call vote; viz:

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

Proposal No. 346, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 65, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Four Thousand Five Hundred Dollars (\$4,500) in the State and Federal Grant Fund for purposes of the Marion County Superior Court, Juvenile Division, 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) (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 the Marion County Superior Court, Juvenile Division, for a "Juvenile D.C. Trip" funded by a grant.

SECTION 2. The sum of Four Thousand Five Hundred Dollars (\$4,500) 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>MARION COUNTY SUPERIOR COURT</u> <u>JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANT FUND</u>
3. Other Services & Charges	\$4,500
TOTAL INCREASE	\$4,500

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	\$4,500
TOTAL REDUCTION	\$4,500

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

PROPOSAL NO. 348, 1986. This proposal appropriates \$34,800 for the Presiding Judge of the Municipal Court for partial funding of an electronic surveillance program. Councillor Dowden explained that the program is for pre-trial defendants which involves the defendant wearing a bracelet while at home awaiting trial. The bracelet is monitored by special surveillance equipment. The Court hopes to reduce overcrowding in the Marion County Jail through this program. Councillor Dowden explained that if the defendant choses not to participate in the program then he/she will stay in the Jail and await trial. The

The Public Safety and Criminal Justice Committee on July 2, 1986, recommended Proposal No. 348, 1986, Do Pass by a 8-0 vote.

Several Councillors expressed concern with regard to possible tampering of the bracelets. Councillor Dowden stated that the monitoring equipment will indicate tampering attempts.

Councillor Shaw voiced support for passage of Proposal No. 348, stating that many persons are too embarrassed to be in Jail and would gladly choose the bracelet/monitor as an alternative.

The President called for public testimony at 10:30 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Nickell, for adoption. Proposal No. 348, 1986, was adopted on the following roll call vote; viz:

19 AYES: *Borst, Boyd, Bradley, Coughenour, Crowe, Curry, Dowden, Giffin, Hawkins, Holmes, Journey, Miller, Nickell, Rader, Rhodes, SerVaas, Shaw, West, Williams*

10 NAYS: *Clark, Cottingham, Durnil, Gilmer, Howard, McGrath, Page, Schneider, Stewart, Strader*

Proposal No. 348, 1986, was retitled FISCAL ORDINANCE NO. 66, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 1986

FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Thirty-Four Thousand Eight Hundred Dollars (\$34,800) in the County Corrections Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the County Corrections 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) (24) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Presiding Judge of the Municipal Court to provide partial funding for an electronic surveillance program.

SECTION 2. The sum of Thirty-Four Thousand Eight Hundred Dollars (\$34,800) 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:

PRESIDING JUDGE OF THE MUNICIPAL COURT

COUNTY CORRECTIONS FUND

3. Other Services & Charges	<u>\$34,800</u>
TOTAL INCREASE	<u>\$34,800</u>

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

COUNTY CORRECTIONS FUND

Unappropriated and Unencumbered	
County Corrections Fund	<u>\$34,800</u>
TOTAL REDUCTION	<u>\$34,800</u>

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

PROPOSAL NO. 349, 1986. This proposal appropriates \$73,321 and amends the personnel compensation schedule for the Prosecutor's Child Support IV-D Agency for the "Electronic Funds Transfer Project" and the purchase of computer equipment which will be 100% reimbursed by the State. Councillor Dowden stated that Proposal No. 349 will fund the addition of three new phone receptionists and the purchasing of computer equipment in addition to funding the "Electronic Funds Transfer Project". The Public Safety and Criminal Justice Committee on June 25, 1986, recommended Proposal No. 349, 1986, Do Pass by a 6-0 vote. The President called for public testimony at 10:37 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Journey, for adoption. Proposal No. 349, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

5 NOT VOTING: *Clark, Durnil, Nickell, Schneider, Strader*

Proposal No. 349, 1986, was retitled FISCAL ORDINANCE NO. 67, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Seventy-three Thousand Three Hundred Twenty One Dollars (\$73,321) in the County General Fund for purposes of the Prosecutor Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b) (23) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecutor's Child Support IV-D Agency to hire three new telephone receptionists, reimburse costs for the Electronic Funds Transfer Project and purchase computer equipment which will be 100% reimbursed by the State.

SECTION 2. The sum of Seventy-three Thousand Three Hundred Twenty One Dollars (\$73,321) 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>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$22,000
3. Other Services & Charges	24,471
4. Capital Outlay	<u>23,000</u>
	69,471
<u>COUNTY AUDITOR</u>	
1. Personal Services	3,850
TOTAL INCREASE	<u>\$73,321</u>

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	\$73,321
TOTAL REDUCTION	<u>\$73,321</u>

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

(23) PROSECUTOR'S CHILD SUPPORT IV-D AGENCY - Dept. 04

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Administrative Supervisor	7	24,546	123,117
Paralegal/Investigator	4 <u>50</u>	20,489	595,000 <u>617,000</u>
Supervisor Professional	4	42,115	107,000
Deputy Prosecutors	9	37,942	186,000

Temporary Help
Vacancy Factor

6,500
(60,000)

TOTAL

67 70

\$957,617 979,617

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

Councillor Cottingham moved that Proposal No. 409, 1986, be advanced to the Public Hearing portion of the agenda. He explained that Proposal No. 409 was being introduced this evening and that the Proposal had received a 5-0 Do Pass As Amended recommendation from the County and Townships Committee at a special meeting held July 21, 1986, at 5:00 p.m. Consent was given.

PROPOSAL NO. 409, 1986. This proposal transfers and appropriates \$10,500 and amends the personnel schedule for the Information Services Agency to fund a contract manager on a temporary basis. Councillor Cottingham explained that on July 21, 1986, the Committee amended the transfer/appropriation to \$7,500.

Councillor Rhodes moved, seconded by Councillor Clark, to amend the Maximum Salary of the Director from \$46,792 to \$56,990. This would allow the Director's salary to be within the third quartile of the classification. The amendment also reflected increasing the Maximum Per Classification for the Director from \$36,292 to \$39,292.

Councillor Cottingham suggested that the County and Townships Committee study Proposal No. 409 because it was not discussed during the Committee's July 21, 1986, meeting that an additional amendment would be required. It was Councillor Cottingham's opinion that the Information Services Agency has had adequate time to hire a new Director.

Councillor Rhodes' motion to amend was carried by voice vote.

The President called for public testimony at 10:50 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Bradley, for adoption. Proposal No. 409, 1986, As Amended, was adopted on the following roll call vote; viz:

25 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, West, Williams

NO NAYS

4 NOT VOTING: Dowden, Journey, Nickell, Shaw

Proposal No. 409, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 68, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Seven Thousand Five Hundred Dollars (\$7,500) in the County General Fund for purposes of the Information Services Agency and reducing certain other appropriations for that agency.

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)(1) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Information Services Agency to provide funds for a contract manager on a temporary basis.

SECTION 2. The sum of Seven Thousand Five Hundred Dollars (\$7,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>INFORMATION SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$7,500
TOTAL INCREASE	<u>\$7,500</u>

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

<u>INFORMATION SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$7,500
TOTAL REDUCTION	<u>\$7,500</u>

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

(1) INFORMATION SERVICES AGENCY - Dept. 03

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Director	1	46,797 <u>56,990</u>	46,797 <u>39,292</u>
Deputy Director	2	40,200	<u>89,396</u>

Managers	6	38,500	201,127
Executive Secretary	1	17,063	17,063
Admin. Assist.	1	16,250	15,000
Receptionist	2	11,500	23,000
Lead Systems Engineer	1	37,200	33,000
Senior Systems Engineer	2	35,400	58,661
Systems Engineer	2	29,500	54,587
Data Administrator	1	35,000	33,579
Lead Database Analyst	0	29,000	-0-
Senior Database Analyst	0	24,500	-0-
Database Analyst	2	20,800	27,800
Lead Programmer/Analyst	4	34,800	137,105
Senior Programmer/Analyst	6	29,500	188,000
Programmer/Analyst I	14	25,800	306,000
Programmer/Analyst II	0	22,700	-0-
Lead Operations Coord.	2	17,500	33,170
Senior Operations Coord.	10	15,200	129,415
Operations Coord.	5	13,800	61,511
Scheduler	0	15,750	-0-
Performance Analyst	1	15,200	15,152
Senior Production Analyst	2	24,600	40,541
Production Analyst	6	19,900	102,586
Service Coord.	0	11,000	-0-
Quality Assurance Analyst	3	21,600	54,873
Data Conversion Operator	2	13,200	25,799
Librarian	1	14,200	14,200
Business Consultant	5	36,600	213,546
Training Consultant	0	27,300	-0-
Account Representative	0	35,800	-0-
Executive Assistant	1	39,000	33,100
Educational Coordinator	1	17,000	17,000
Overtime			40,000
TOTAL	84		\$2,012,100 2,004,503

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

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 237, 1986. This proposal amends the Code by establishing licensing requirements for limousines which are not regulated by the Public Service Commission. The Administration Committee on July 9, 1986, recommended Proposal No. 237, 1986, Do Pass As Amended, by a 5-0 vote.

Councillor Crowe moved to amend Proposal No. 237, 1986, by reducing the minimum fee in Sec. 17-664 from \$50 to \$40.

Mr. Craig DeIFabro, Indy Connection Limousines, stated that the rate was unacceptable and requested that the rate be set at \$30.

Councillor Page moved, seconded by Councillor Rader, to amend Proposal No. 237, 1986, by reducing the minimum fee in Sec. 17-664 from \$50 to \$30.

Councillor Shaw stated that the Administration Committee had attempted to delineate the difference between taxi cabs and limousines and that the rate was a measure of definition.

Mr. Dick Hunt, Yellow Cabs, urged the Council to leave the limousine rate at \$50, stating that the limousines are becoming too competitive with taxi cabs.

The motion to amend the rate to \$30 failed on the following roll call vote; viz:

7 AYES: Journey, Miller, Nickell, Page, Rader, Schneider, Stewart

21 NAYS: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, McGrath, Rhodes, SerVaas, Shaw, Strader, West, Williams

1 NOT VOTING: Dowden

The motion to amend the rate to \$40 passed on the following roll call vote; viz:

16 AYES: Bradley, Cottingham, Crowe, Curry, Giffin, Gilmer, Holmes, Howard, Miller, Nickell, Page, Rader, Schneider, SerVaas, Stewart, West

12 NAYS: Borst, Boyd, Clark, Dowden, Durnil, Hawkins, Journey, McGrath, Rhodes, Shaw, Strader, Williams

1 NOT VOTING: Coughenour

Councillor Williams referred to Sec. 17-650, (c), which establishes the liability insurance for limousines at \$1 million. She asked if the limousine companies would be able to secure that amount of coverage.

Mr. DeIFabro was uncertain about the \$1 million figure. He stated that his company has never had a claim.

Councillor Clark moved, seconded by Councillor Williams, to amend Proposal No. 237, 1986, Sec. 17-650, (c), to change the liability insurance from \$1 million to \$500,000. The motion was carried by voice vote.

President SerVaas encouraged the Administration Committee to hold a future hearing to discuss the liability insurance issue.

Councillor Clark moved, seconded by Councillor West, for adoption. Proposal No. 237, 1986, was adopted on the following roll call vote; viz:

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

Proposal No. 237, 1986, As Amended, was retitled GENERAL ORDINANCE NO. 65, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 65, 1986

A GENERAL ORDINANCE amending Chapter 17 of the "Code of Indianapolis and Marion County, Indiana".

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

SECTION 1. Chapter 17 of the "Code of Indianapolis and Marion County, Indiana" is hereby amended by adding a new Article XIX, Taxi and Limousine Service, to read as follows:

ARTICLE XIX. TAXI AND LIMOUSINE SERVICES

DIVISION 1 - GENERAL RESTRICTIONS

Sec. 17 - 640. Purpose.

To protect the citizens of and visitors to Marion County, Indiana, the business of transporting passengers for hire in any motor vehicle defined by IC 8-2-32-1 as a "taxicab" is hereby regulated and licensed as provided in this Article.

Sec. 17 - 641. Licenses Required.

It shall be unlawful for any person operating any motor vehicle (defined in IC 8-2-32-1 as a "taxicab") to offer to transport, or to transport, any passenger for hire or as a contractual service from any location in Marion County unless licensed under this article. Motor vehicles designed for use and used exclusively for transportation of sick, injured or handicapped persons, commonly referred to as ambulances, shall not be considered taxicabs for purposes of applying to this section. The use of a passenger motor vehicle owned by a funeral director to transport persons as part of his services in providing funerals and burial for the dead shall not be subject to this article.

Sec. 17 - 642. Licenses Authorized.

The controller is authorized to issue licenses for public transportation of passengers for hire in motor vehicles, defined as "taxicabs" by IC 8-2-32-1, in accordance with this article. Such licenses shall be designated as either "taxi licenses" or "limousine licenses". A separate license shall be issued for each vehicle licensed under this article.

Sec. 17 - 62243. Restrictions on number of taxi~~cab~~ licenses.

(a) The controller shall determine the total number of taxi~~cab~~s which may be licensed within the city based upon public convenience and necessity. In deciding the question of public convenience and necessity, each of the following shall be considered:

- (1) The effect upon the business of existing licensees and other forms of mass transportation;
- (2) The effect on traffic congestion and safety on the streets;
- (3) Whether the public is being adequately served by existing licensees and other forms of mass transportation;
- (4) Such other factors as the controller deems necessary.

(b) The question of public convenience and necessity shall be determined upon the basis of a public hearing, to which all existing licensees shall be invited as well as the general public.

(c) In no event shall the number of licensed taxi~~cab~~s exceed six hundred (600).

(d) Once a hearing has been held to determine the total number of taxi~~cab~~s to be licensed, another hearing shall not be held for one (1) year; however, the controller may, upon his own motion, determine that an emergency exists, requiring a special hearing to determine the maximum number of licenses to be issued.

(e) The controller shall report in writing to the city-county council by the fifteenth day of January of each calendar year the number of licensed taxi~~cab~~s in the city on the last day of December of the preceding calendar year.

Sec. 17 - 63244. Restrictions on licensing which would tend to lessen competition.

(a) No person shall hold the licenses for more than fifty (50) per cent of the total number of taxi~~cab~~s or limousines authorized to be licensed under this ~~divisio~~ article.

(b) No person who is in any way associated with one licensee under this ~~divisio~~ article may be in any way associated with another licensee. For the purposes of this subsection, "Associated with" means to have any financial interest in, to have any influence over the management or operations of, or to be an officer, employee or agent for, a licensee. Violation of the provisions of this subsection shall be grounds for the denial of the application of any applicant and the immediate revocation of the license of any licensee.

Sec. 17 - 645. Restrictions on Number of Limousine Licenses.

No more than seventy-five (75) limousine licenses shall be authorized and issued at any time unless the controller shall determine after public hearing that the public convenience and necessity shall be served by increasing that number.

Sec. 17 - 66A46. Applications.

(a) All applications for ~~a~~ licenses ~~required~~ authorized by this ~~division~~ article shall be made and signed by the owner of the business to be licensed.

(b) In addition to the other requirements of this chapter, all applications for a license required by this ~~division~~ article shall contain the following information:

- (1) The number of taxicabs or limousines to be operated in the licensed business;
- (2) The seating capacity, name of manufacturer, horsepower, ~~taxi~~ vehicle identification number, the number of the certificate of title, the color of the vehicle, and state license plate number for each ~~taxi~~ vehicle;
- (3) The color scheme to be used ~~on~~ if the ~~applicant's~~ application is for a ~~taxi~~ license;
- (4) A current financial statement concerning the applicant;
- (5) Whether the applicant has ever been convicted of a felony, if the applicant is an individual; whether any of the partners have been convicted of a felony, if the applicant is a partnership; and whether any of the officers or directors have been convicted of a felony, if the applicant is a corporation;
- (6) The names of all persons other than the applicant who have any financial interest in any of the taxicabs or limousines or other property to be used in the licensed business, and the information required in paragraph (5) of this subsection for each of these persons;
- (7) Any other information required by the controller.

Sec. 17 - 6B547. Vehicles ineligible for licensing.

~~Any vehicle which is used for the purpose of transporting passengers for hire or for any other purpose shall be ineligible for licensing if it is a motor vehicle which is designed to transport more than one person and which is not a taxicab or limousine as defined in this chapter.~~

(a) Taxicabs. Taxi licenses shall be issued pursuant to this division ~~for~~ only for vehicles of the current or the past two (2) model years, ~~which are~~ having four (4) doors, a rigid roof, a rear trunk and two (2) seats, each of which is designed to seat three (3) persons comfortably ~~and which are~~ and which are capable of transporting at least four passengers in the rear seating area.

(b) Limousines. Limousine licenses shall be issued pursuant to this article only for vehicles having four doors, a rigid roof and a rear trunk and which is a luxury or classic automobile capable of transporting at least four passengers in the rear seating area.

Sec. 17 - 6B648. Location of central office; tax situs.

Each applicant for a license required by this ~~division~~ article shall have his central dispatch office within the city and all property used in the licensed business, including taxicabs and limousines, shall have a tax situs within the city. Removal of the central dispatch office or the tax situs of the property from the city shall result in immediate revocation of all licenses granted to the licensee under this ~~division~~ article.

Sec. 17 - 66749. Investigation of applicant and equipment.

Upon the receipt of an application for a license required by this chapter article, the controller shall institute an investigation of the applicant and shall have each of his or her taxicabs or limousines inspected. The controller may either grant or refuse to grant the license as the facts warrant.

Sec. 17 - 66850. Liability insurance.

(a) No license shall be issued pursuant to this chapter article unless the applicant therefor has filed a public liability insurance policy with the controller which covers each taxicab or limousine to be used in the licensed business and complies with the requirements of subsections (b) or (c).

(b) Each tax licensee under this chapter article shall maintain in effect at all times the public liability insurance required by subsection (a), which will indemnify anyone injured by any of the licensee's drivers or by anyone operating any of the licensee's taxicabs. The liability insurance shall be not less than the following: (1) for each taxicab, five hundred thousand dollars (\$500,000) combined limit coverage for personal injury and property damage, (2) for each limousine, one million dollars (\$1,000,000) combined limit coverage for personal injury and property damage.

(c) Each limousine licensee under this article shall maintain in effect at all times the public liability insurance required by subsection (a), which will indemnify anyone injured by any of the licensee's drivers or by anyone operating any of the licensee's limousines. The liability insurance shall be not less than five hundred thousand dollars (\$500,000.00) combined limit coverage for personal injury and property damage.

(d) The policy of insurance required by subsection (a) shall contain endorsements in accordance with 49 CFR Sec. 387.39 (Form MCS-90B). Such policy of insurance shall remain in effect continuously until terminated. Cancellation may be effected only by the insurer or the insured giving thirty-five (35) days' notice in writing to the other, such notice to commence on the date the notice is mailed, with proof of mailing being sufficient proof of notice. Such public liability insurance policy shall contain an endorsement which shall provide that cancellation may be effected by the insurer only upon providing thirty (30) days prior written notice to the controller of the intention to cancel, with the thirty (30) days' notice to commence from the date the notice is received by the controller.

Sec. 17 - 66951. Fees.

The annual fee for a license required by this chapter article for each taxicab or limousine used in the business shall be one hundred dollars (\$100.00); and the fee for each transfer of a license from one taxicab vehicle to another shall be ten dollars (\$10.00).

Sec. 17 - 67052. Issuance; contents of certificate; expiration of certificates.

(a) Upon passing all inspections required by this article and presenting proof of liability insurance coverage, the controller shall issue to the licensee a certificate showing:

- (1) The name of the licensee;
- (2) The city license number of the ~~taxicab~~ or limousine;
- (3) Compliance with all requirements for a license; and
- (4) The signature of the controller.

(b) Each certificate issued pursuant to this section shall expire on the fifth day of the following calendar month, unless sooner canceled by order of the controller. The controller may vary the color or style of the certificates so that they will not be exactly alike for any succeeding month. The certificate shall be gummed and shall be placed in a location specified by the controller. Certificates required by this section shall not be transferrable from one vehicle to another, and it shall be unlawful for any ~~taxicab~~ or limousine to operate without a valid certificate.

Sec. 17 - 67153. License period.

All licenses issued pursuant to this article shall be for an annual period beginning on the first day of July and ending on the last day of June of the following year.

Sec. 17 - 67254. Renewal.

Any licensee under this ~~chapter~~ article who is not in violation of any provision of this chapter shall be entitled to a renewal license for each ~~taxicab~~ or limousine for the following year, upon payment ~~of the~~ license fee for each ~~taxicab~~ vehicle as provided in Section 17-651.

Sec. 17 - 67355. Transferability.

(a) Except as provided in subsection (b) no license granted under this ~~chapter~~ article shall be transferrable.

(b) Any licensee under this ~~chapter~~ article may transfer the license from one ~~taxicab~~ or limousine to another owned by him, provided that the ~~taxicab~~ or limousine which was licensed first in time is disposed of or will no longer be used as a ~~taxicab~~ or limousine by the licensee. A license will be transferred under this subsection only after the payment of a ~~transfer~~ fee as provided in Section 17-651.

Sec. 17 - 67456. Register of licensees.

The controller shall maintain a register in which shall be listed the current name and address of all licensees under this ~~chapter~~ article, together with the city license number and description of each ~~taxicab~~ and limousine licensed to the licensee. This register shall be open to inspection by the public at all reasonable times.

~~SECTION 17-67500. TAXI CAB OPERATING REQUIREMENTS~~

DIVISION 2 - LIMOUSINE OPERATING REQUIREMENTS

Sec. 17 - 660. Operation of Limousines.

Limousines shall be operated in the City of Indianapolis only in accordance with the following regulations:

(a) Limousine services shall operate pursuant to an operations schedule filed with the controller, which shall contain the following:

- (1) a schedule of days and hours of operation, including limitations on the availability of service;
- (2) the location of any storage, garage, or maintenance facility used in the operation of the business;

(b) Limousine services shall be available to receive calls twenty-four (24) hours per day, seven (7) days a week, with reasonable limitations on dispatch availability.

(c) A copy of the limousine license shall be displayed in each motor vehicle used in such business.

(d) Any person hiring the service shall be informed of all rates and charges before any service is rendered, which shall be the same as those on file with the controller.

(e) Drivers shall carry rate cards and exhibit them on demand. Rate cards shall bear the name and business address of the license holder, and a complete schedule of rates and fares. It shall be the responsibility of the licensee to provide rate cards to all drivers.

(f) Occupancy of a limousine shall not exceed six (6) passengers excluding the driver.

(g) Each motor vehicle to be used in the operation of the business shall be operated by a holder of a valid taxicab drivers license issued under this chapter, which license shall be displayed in view of the passengers.

(h) The driver of any motor vehicle used in the operation of the business shall carry an identification card issued by the business.

(i) Drivers are prohibited from smoking while carrying passengers.

(j) All limousines must operate in accordance with applicable federal, state and local laws. No licensee or driver shall furnish or purchase alcoholic beverages for passengers of a limousine.

Sec. 17 - 661. Maintenance.

All limousines subject to this article shall be kept well painted and reasonably free from dirt at all times, and free from any inscriptions and advertising other than business name or logo.

Sec. 17 - 662. Removal of Limousines from Service.

Owners may remove limousines from service from time to time, and if any limousine is removed from service for over thirty (30) days, the licensee shall notify the controller in writing of this fact. If any limousine is removed from service for sixty (60) days, the licensee shall surrender the limousine license to the controller for reissue at his discretion.

Sec. 17 - 663. Lost and Found Articles.

It shall be the duty of every licensee under this article to promptly notify the police department of all articles found in any motor vehicle used in the operation of the licensed business, and to provide a description of the article, where it will be kept, and where it can be claimed by the owner. All such property shall be delivered to the police department upon request, and if unclaimed for thirty (30) days after being found, it shall be disposed of as all other lost property is disposed of by the police.

Sec. 17 - 664. Fares.

(a) Every licensee under this article shall file with the controller copies of every current fare schedule, which shall be open to the public, showing all rates and charges which the licensee has established and requires as payment for any of its services. It shall be unlawful for any licensee to charge or to permit to be charged any fare greater than is specified in the current schedule.

(b) A fare schedule may only be changed upon thirty (30) days' written notice to the controller.

(c) No limousine service shall be offered or provided for less than a minimum of forty dollars (\$40.00) for any one period of continuous and exclusive use of the vehicle.

Sec. 17 - 665. Only Prearranged Services.

No limousine license hereunder shall be offered for service except by prearranged agreement between the licensees and the passengers. No operator of a limousine shall solicit business in public nor cruise for the purpose of offering services to the general public. No licensee or driver shall offer a tip or other consideration for the referral or arrangement of limousine service. Nothing in this section shall preclude customary contractual arrangements with licensed travel agencies.

Sec. 17 - 666. Service Log.

The licensee shall cause to be maintained a service log of all passengers transported, specifying the date, the method by which the transportation was arranged, the time and place the passengers were picked up, the location or locations to which passengers were transported, the number of passengers transported, the time the engagement ended, and the fare collected. Additionally the licensee shall maintain in the central dispatch office a record of all dispatches including the time of the agreement to provide service and the time, date and location to which the service is to be provided. Such record shall be retained for at least three years by the licensee and open to inspection by the controller or his designee.

DIVISION 3 - TAXI OPERATING REQUIREMENTS

Sec. 17 - 63670. Business names and vehicle color schemes for taxis.

The business name and vehicle color scheme to be used by each taxi licensee under this article shall not be similar to one being used by another licensee, nor shall it in any way tend to deceive the public as to the identity of the licensee. For the purposes of this section, the licensee which has been using a particular name or color scheme for the longest continuous period of time shall be entitled to continue to use it.

Sec. 17 - 63671. Names and numbers on taxis.

(a) Every taxi~~cab~~ licensed under the provisions of this article shall have the name of the cab company, as the name is known in the community, printed in easy-to-read letters at least four (4) inches in height on each side of said taxicab. Every taxi~~cab~~ licensed under the provisions of this article shall have the name of the licensee, if other than the name of the cab company, printed in easy-to-read letters at least two (2) inches in height, immediately below the name of the ~~taxi~~ taxi company. Every taxi~~cab~~ licensed under the provisions of this article shall have the number assigned to the cab by the controller printed in easy-to-read figures at least four (4) inches in height and located near the name of the ~~taxi~~ taxi company as hereinabove described and on the rear of the taxi~~cab~~. All information required to be printed on a taxi~~cab~~, as provided in this section, shall be clearly visible to persons on the street.

(b) No name or number shall be placed on any taxi~~cab~~ required to be licensed under the provisions of this article, unless the taxi~~cab~~ license has been granted under the provisions of this article.

(c) Each taxi~~cab~~ shall maintain at all times, in a place clearly visible to passengers, all state and city license certificates, insignia and notices, which notices shall be prescribed by the controller.

Sec. 17 - 6~~7~~72. Standard of service.

(a) Each licensee under this article shall operate sufficient taxi~~cabs~~ to provide adequate service to the public at all times.

(b) Each licensee under this article shall maintain an office with sufficient employees to answer all calls twenty-four (24) hours a day, each and every day of the year.

Sec. 17 - 6~~3~~73. Fares.

(a) Generally. No person owning, operating or controlling a taxi~~cab~~ shall charge other than the schedule of rates at the time authorized by ordinance. Each licensee shall maintain a schedule of rates, chargeable for the use of such taxi~~cab~~ at all times, in plain view of any passenger seated in the rear seat.

(b) More than one passenger. If more than one person occupies or engages a taxi~~cab~~ for a common route or destination, or by time, the operator may make a charge of fifty cents (\$0.50) for each extra person who has attained the age of fifteen (15) years. No person operating a taxi~~cab~~ shall carry any other passenger after the taxi~~cab~~ has been occupied or engaged by a passenger, without obtaining the consent of the prior passenger, except as provided in subsection (i) hereof.

(c) Waiting time. When a taxi arrives at the place to which it has been called for a passenger, the driver shall give notice of his arrival to such person, and for the first three (3) minutes following notice there shall be no time charge for waiting, but for any waiting time thereafter, either at the place of call or en route to the passenger's destination, the waiting charge authorized by the current schedule shall be paid. However, no waiting time shall be charged in any case where it is caused by the premature arrival of the driver at the place of call, or where delays occur en route due to the condition of the taxi~~cab~~ or the driver. There will be no charge for handicapped people after three (3) minutes, at railroad tracks or if delayed for more than three (3) minutes for any other kind of traffic blockage, and people over the age of sixty-five (65) who can show identification shall be given the same kind of courtesy.

(d) Payment of fare. No person who requests and receives transportation in any taxi~~cab~~ shall fail or refuse to pay the proper fare or charge authorized by this article.

(e) Receipt. If demanded by the passenger, the driver of a taxi~~cab~~ shall deliver to the passenger at the time of payment a signed receipt on a form containing the driver's name and taxi~~cab~~ driver's license number, the cab number and the taximeter number, together with the distance or time, or both, for which the charge is made, the total amount paid and by whom, and the date of payment.

(f) Filing schedules. Every licensee under this article shall file with the controller copies of every current fare schedule, which shall be open to the public, showing all rates and charges which the licensee has established and requires in payment for any of its services. The schedules shall conform to this section and it shall be unlawful for any licensee or his agent to charge or receive any fare greater than is specified in the current schedule.

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

- 1) One dollar and twenty-five cents (\$1.25) for the first 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 taxi~~cab~~ services shall automatically change to one dollar and twenty cents (\$1.20) for the first one-sixth (1/6) mile.
- 2) Twenty cents (\$0.20) for each additional 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 twenty cents (\$0.20) for each additional one-sixth (1/6) mile. Twenty cents (\$0.20) may be charged for each 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 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 twenty cents (\$1.20) per mile.
- 4) Provided that the minimum for any fare originating from Indianapolis International Airport shall be 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.

(h) Baggage. Each passenger shall be permitted to carry in the vehicle with him his personal baggage weighing not over seventy (70) pounds without extra charge.

(i) Share rides.

- 1) For purposes of this subsection, a "share ride" means the use of a taxi~~cab~~ to transport persons or property with different points of embarkation or disembarkation at the same or at overlapping times. Each person or group of persons, or articles or group of articles transported from one (1) point of

embarkation to one (1) point of disembarkation shall be called herein a "trip segment"; and, the aggregate of trip segments over the time period from the beginning of the first trip segment to the end of the last trip segment shall be an "entire trip."

- (2) A taxicab may engage a share ride during a particular entire trip under the following provisions:
- a. Only if the taxicab is equipped with a taximeter which is capable of accounting for each trip segment on a varying rate schedule, as provided hereinbelow.
 - b. That the first embarking passenger(s) give permission for the taxicab driver to engage in share riding.
 - c. That the entire trip shall not deviate more than two (2) city blocks from the route engaged by the first embarking passenger(s).
 - d. That the rate applied to each and every trip segment at any one time shall be the rate provided in subsection (g) of this section reduced by fifteen (15) per cent for each trip segment in excess of one (1) for which the taxicab is being used at any one such time.
 - e. The additional passenger charge contained in subsection (b) of this section shall not apply to share rides except that said charge may be required of an extra passenger (above one) for each trip segment.

Sec. 17 - 63974. Record of calls.

The drivers of all taxicabs subject to this article shall keep and file with the owner a daily record of all calls made and passengers transported, the time and place when and where the passenger was secured and the place where the passenger was taken, the number of passengers and their sex, which shall be kept by the owner for a period of at least two (2) years, at the place of business stated in the license issued pursuant to this article. The record shall be open at all times to the inspection of any police officer of the city or state.

Sec. 17 - 64075. Advertising on taxicabs.

Advertising shall be permitted on taxicabs as long as it is limited to the rear or roof of the vehicle and is attached so as to give the driver a clear and unobstructed view behind the cab.

Sec. 17 - 64176. Maintenance.

All taxicabs subject to this article shall be kept well painted and reasonably free from dirt at all times, and free from any inscriptions or advertising, except as otherwise provided in this article.

Sec. 17 - 64277. Removal of taxicabs from service.

Owners may remove taxicabs from service from time to time, and if any taxicab is removed from service for over thirty (30) days, the licensee shall notify the controller in writing of this fact. If any taxicab is removed from service for sixty (60) days, the licensee shall surrender the license for the cab to the controller for reissue at his decision.

Sec. 17 - 64878. Taximeters and their inspection.

(a) Every taxi~~cab~~ operated within the city shall be equipped with a taximeter or standard fare register device approved by the controller, which shall be designed to measure the time in operation, the distance traveled and correctly indicate the fare to be charged. If the meter is found to be operating properly and accurately when inspected at least three (3) times annually by the controller, with the assistance of the inspector of weights and measures sometime during the months of April, July and November of each year, a seal shall be attached thereto by the inspector. If any meter is found not to be functioning properly, it shall either be replaced or repaired and reinspected before the cab is placed back in operation.

(b) All taximeters required by subsection (a) shall be illuminated between sunset and sunrise so as to be easily and clearly readable at all times by passengers.

(c) All taximeters required by subsection (a) shall be in an enclosed case, and it shall be unlawful for any person other than an inspector authorized by the controller to remove or tamper with the seal placed on any meter in accordance with the provisions of this section, or to tamper with the meter or case unless he is repairing it and the meter will be reinspected after repair.

(d) It shall be unlawful for any person to operate a taxi~~cab~~ for hire while the meter is not in operation or at a rate of fare other than prescribed by this article. It shall also be unlawful for any person to operate a taxi~~cab~~ so as to indicate that it is occupied by a passenger for hire when it is not.

Sec. 17 - 64479. Inspections.

Each taxi~~cab~~ licensed under the provisions of this article shall be inspected at least three (3) times annually sometime during the months of April, July and November of each year at the duly licensed inspection station as provided by the Indiana Vehicle Inspection Act of 1967, as amended.

Sec. 17 - 64580. Inspection certificate.

(a) Upon the completion of the inspections of the taxi~~cab~~ meter required by this article, the inspector shall provide the owner a certificate for each taxi~~cab~~ which meets the requirements of this article, which certificate shall contain the following information:

- (1) The signature of the inspector;
- (2) A statement that the meter has passed inspection;
- (3) The date of the inspection;
- (4) The state license number;
- (5) The number of the certificate of title;
- (6) The city taxi~~cab~~ number;
- (7) The name of the licensee.

(b) The inspection certificate issued pursuant to subsection (a) shall be displayed at all times in the taxi~~cab~~ in a place clearly visible to passengers.

Sec. 17 - 64681. Lost and found articles.

It shall be the duty of every person controlling or operating a taxi~~cab~~ to promptly notify the police department of all articles found in any taxi~~cab~~, and to give a description of the article, where it will be kept and can be claimed by the owner. All such property shall be delivered to the police department upon request and if unclaimed for thirty (30) days after being found it shall be disposed of as all other lost property is disposed of by the police.

Sec. 17 - 6A782. Contracts for taxi~~cab~~ services.

Each owner shall file with the controller a copy of any contract or agreement by the owner to provide exclusive taxi service for any person; corporation, public or private; partnership; business; other organization or location. The contract or agreement shall be filed with the controller at least ten (10) days prior to the date upon which it becomes effective. Within said ten-day period, the controller shall, within his discretion, approve or disapprove any such contract or agreement which is entered into by the owner and any other said person; corporation, public or private; partnership; business or other organization which provides public services or public accommodations. If the controller disapproves said contract or agreement, it shall not become effective. Any decision of the controller may be appealed as though the licensee's license had been revoked or suspended. No exclusive contract or agreement, which must be approved by the controller, shall be approved if it substantially acts to restrain trade in the taxi~~cab~~ industry or is contrary to public policy. The violation of the provisions of this section shall result in the immediate revocation of the owner's license issued pursuant to this article.

Sec. 17 - 6A883. Employment of taxi~~cab~~ drivers.

No owner shall employ any person to drive one of his taxi~~cab~~s who is not a licensed taxicab driver under the provisions of this chapter.

Sec. 17 - 6A884. Unlawful acts pertaining to unlicensed taxi~~cab~~s.

(a) It shall be unlawful for any person to maintain or operate any device or location for the purpose of receiving or transmitting calls to any unlicensed taxi~~cab~~.

(b) It shall be unlawful for any person to engage or use any unlicensed taxi~~cab~~ or to give anything of value to the driver of an unlicensed taxi~~cab~~ for services rendered as a taxi.

(c) It shall be unlawful to advertise or solicit passengers for any unlicensed taxi~~cab~~.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

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

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NO. 334, 1986. This proposal amends the Code with regard to the indemnification ordinance, specifying that township assessors are included in the ordinance. The Administration Committee on July 9, 1986, recommended Proposal No. 334, 1986, Do Pass As Amended by a vote of 5-0. Councillor West moved, seconded by Councillor Holmes, for adoption. Proposal No. 334, 1986, As Amended, was adopted on the following roll call vote; viz:

22 AYES: Borst, Boyd, Bradley, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rhodes, Schneider, SerVaas, West, Williams

NO NAYS

7 NOT VOTING: Clark, Crowe, Durnil, Rader, Shaw, Stewart, Strader

Proposal No. 334, 1986, As Amended, was retitled GENERAL ORDINANCE NO. 66, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 66, 1985

A GENERAL ORDINANCE concerning indemnification of township assessors.

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

SECTION 1. Sec. 2-193 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underscored and deleting the language cross-hatched to read as follows:

Sec. 2-193. Defense and indemnification of officers, employees and agents.

(a) The consolidated city and the county shall indemnify and defend their respective officers, employees and agents, as those terms are herein defined, without expense to those persons, with respect to any action filed against them in their official ~~or~~ individual capacities, or both, if the action complained of was taken within the scope and arising out of the performance of official duties and responsibilities.

(b) Indemnification under this section shall encompass any judgment recovered against any such officer, employee or agent in any court of law having jurisdiction thereof, arising out of a civil action brought to recover damages to persons or property resulting from alleged acts of negligence, wrongful acts or omissions of an officer, employee or agent acting within the scope of his or her authority and official employment or appointment.

(c) The obligation to indemnify shall not extend to acts of malice, acts of willful or wanton nature, criminal acts, acts calculated to accrue to the personal benefit of the individual officer, employee or agent, or acts which are clearly beyond the duties and/or scope of authority of such person. Exoneration by a court of law shall be conclusive as to the absence of malice, criminality and other such conditions. In the absence of such a judicial determination, a determination as [to] the presence of such conditions shall be made by the corporation counsel and presented to the city-county council in the form of a written finding. The finding of the corporation counsel shall prevail unless the council within thirty (30) days of the receipt thereof passes a resolution rejecting the finding.

(d) "Officers, employees and agents," as used in this section, shall include the mayor, deputy mayors, department directors, members of all boards and commissions of the consolidated city and of the county, all elected or appointed officials of the consolidated city and of the county, including all township assessors, all judges of the Marion circuit, superior, and municipal courts, members of the city-county council, the Marion County Sheriff's Department reserve county police officers and all other employees of the consolidated city, ~~the~~ the county, and of the township assessors.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

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

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NO. 335, 1986. This proposal authorizes amendments to the personnel compensation schedule of the Healthcare Center. Councillor Cottingham explained that Proposal No. 335 increases the Maximum Salary for nursing assistants and dietary assistants from \$9,931 to \$10,000. The County and Townships

Committee on July 21, 1986, recommended Proposal No. 335, 1986, Do Pass by a vote of 5-0. Councillor Cottingham moved, seconded by Councillor Howard, for adoption. Proposal No. 335, 1986, was adopted on the following roll call vote; viz:

25 AYES: *Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rhodes, Schneider, SerVaas, Strader, West, Williams*

NO NAYS

4 NOT VOTING: *Clark, Rader, Shaw, Stewart*

Proposal No. 335, 1986, was retitled FISCAL ORDINANCE NO. 69, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 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 Healthcare Center.

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

SECTION 1. Section 2.01 (c) (3) of City-County Fiscal Ordinance No. 87, 1985, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(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	24	18,497	287,224
Ancillary Technicians	4	16,083	50,426
Ancillary Assistants	6	15,683	87,407
Grooming Assistants	2	15,288	25,288
Supervisors	6	14,313	77,989
Activity Workers	7	13,384	75,035

Housekeeping/Laundry Asst.	35	11,516	258,039
Intern	1	11,172	11,172
Cooks	5	10,699	53,125
Nursing Assistants	88	9,981 10,000	766,236
Dietary Assistants	27	9,981 10,000	251,927
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	275		\$2,837,514

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

PROPOSAL NO. 336, 1986. This proposal transfers and appropriates \$2,000 for the County Surveyor to attend an "Automated Mapping/Facilities Management Conference". Councillor Cottingham stated that the Conference will be held in Colorado. The County and Townships Committee on July 8, 1986, recommended Proposal No. 336, 1986, Do Pass by a 4-0 vote. Councillor Cottingham moved, seconded by Councillor Journey, for adoption. Proposal No. 336, 1986, was adopted on the following roll call vote; viz:

24 AYES: *Borst, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, West, Williams*

1 NAY: *Boyd*

4 NOT VOTING: *Clark, Shaw, Stewart, Strader*

Proposal No. 336, 1986, was retitled FISCAL ORDINANCE NO. 70, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Two Thousand Dollars (\$2,000) in the County General Fund for purposes of the County Surveyor and reducing certain other appropriations for that office.

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)(8) of the City-County Annual Budget

for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the County Surveyor to attend an Automated Mapping/Facilities Management Conference.

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

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SURVEYOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	<u>\$2,000</u>
TOTAL INCREASE	\$2,000

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

<u>COUNTY SURVEYOR</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>\$2,000</u>
TOTAL REDUCTION	\$2,000

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

PROPOSAL NO. 338, 1986. This proposal transfers and appropriates \$20,000 for the Department of Metropolitan Development, Division of Planning, to fund supply expenses for the printing of various reports and booklets. Councillor Borst explained that there has been an increase in demand for printed material from both the Division and outside agencies. The Metropolitan Development Committee on June 25, 1986, recommended Proposal No. 338, 1986, Do Pass by a 4-0 vote. Councillor Borst moved, seconded by Councillor Rader, for adoption. Proposal No. 338, 1986, was adopted on the following roll call vote; viz:

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

2 NAYS: *Durnil, Williams*

4 NOT VOTING: *Clark, Schneider, Shaw, Stewart*

Proposal No. 338, 1986, was retitled FISCAL ORDINANCE NO. 71, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Twenty

Thousand Dollars (\$20,000) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Division of Planning, and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Metropolitan Development, Division of Planning, to fund supply expenses for the printing of various reports and booklets.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	
<u>DIVISION OF PLANNING</u>	<u>CONSOLIDATED COUNTY FUND</u>
2. Supplies	\$20,000
TOTAL INCREASE	\$20,000

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

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	
<u>DIVISION OF PLANNING</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services & Charges	\$20,000
TOTAL REDUCTION	\$20,000

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

PROPOSAL NO. 339, 1986. This proposal transfers and appropriates \$20,000 for the Department of Metropolitan Development, City Market Division, to fund utility expenses. Councillor Borst explained that the transfer/appropriation will fund utility bills from the Indianapolis Power & Light Company. The Metropolitan Development Committee on June 25, 1986, recommended Proposal No. 339, 1986, Do Pass by a 5-0 vote. Councillor Borst moved, seconded by Councillor Crowe, for adoption. Proposal No. 339, 1986, was adopted on the following roll call vote; viz:

23 AYES: Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Strader, West

NO NAYS

6 NOT VOTING: Clark, Durnil, Schneider, Shaw, Stewart, Williams

Proposal No. 339, 1986, was retitled FISCAL ORDINANCE NO. 72, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Twenty Thousand Dollars (\$20,000) in the City Market Fund for purposes of the Department of Metropolitan Development, City Market Division, and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Metropolitan Development, City Market Division, to fund utility expenses from the Indianapolis Power and Light Company.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u> <u>CITY MARKET DIVISION</u>	<u>CITY MARKET FUND</u>
3. Other Services & Charges	<u>\$20,000</u>
TOTAL INCREASE	\$20,000

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

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u> <u>CITY MARKET DIVISION</u>	<u>CITY MARKET FUND</u>
1. Personal Services	<u>\$20,000</u>
TOTAL REDUCTION	\$20,000

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

PROPOSAL NO. 340, 1986. This proposal transfers and appropriates \$107,500 and amends the personnel compensation schedule for the Marion County Sheriff

to fund special investigations and purchase equipment. The Public Safety and Criminal Justice Committee on July 2, 1986, recommended Proposal No. 340, 1986, Do Pass by a 6-0-1 vote.

Councillor Dowden stated that since the Committee hearing, he had received correspondence from Captain Randy Hamilton, Finance Officer for the Sheriff's Department found that the inmate-related equipment could be purchased through Jail's Commisary. In accordance with the letter, Councillor Dowden moved, seconded by Councillor Borst, to amend Proposal No. 340, 1986, by the following: 1) reducing the appropriation from \$107,500 to \$100,335; 2) in Section 3, changing Capital Outlay from \$82,500 to \$75,335 and the Total from \$07,555 to \$100,335; 3) in Section 4, changing Personal Services from \$107,500 to \$100,335; and 4) in Section 5, changing the Vacancy Factor from (107,500) to (100,335) and the Total from \$17,830,618 to \$17,837,783. The amendment was carried by voice vote.

Councillor Dowden moved, seconded by Councillor Hawkins, for adoption of Proposal No. 340, 1986, As Amended. Proposal No. 340, 1986, was adopted on the following roll call vote; viz:

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

1 NAY: Curry

2 NOT VOTING: Shaw, Strader

Proposal No. 340, 1986, was retitled FISCAL ORDINANCE NO. 73, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating One Hundred Thousand Three Hundred Thirty-five Dollars (\$100,335) in the County General Fund for purposes of the Marion County Sheriff and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNSEL 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) (7) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Sheriff to fund special investigations and purchase equipment.

SECTION 2. The sum of One Hundred Thousand Three Hundred Thirty-five Dollars (\$100,335) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$25,000
4. Capital Outlay	75,335
TOTAL INCREASE	<u>\$100,335</u>

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

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$100,335
TOTAL REDUCTION	<u>\$100,335</u>

SECTION 5. The personnel schedule is hereby 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	186,875 <u>186,875</u>
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	229	22,582	5,234,074
Deputy 1st Year	12	17,349	208,188 <u>207,688</u>
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			1,638,351
Insurance			664,675
Merit Board			1,050
Reserve Salaries			700
Temporary Salaries			52,500
Overtime/Shift Differential			919,000
Professional			24,045
Clothing Allowance			36,000
Longevity			353,760
Educational Bonus			98,500
Disparity Pay			106,079
<u>Vacancy Factor</u>			<u>0 (100,335)</u>
TOTAL	664	\$17,938,111	<u>17,837,783</u>

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

PROPOSAL NO. 341, 1986. This proposal authorizes amendments to the personnel compensation schedule of the Forensic Services Agency. Councillor Dowden stated that Proposal No. 341 authorizes the addition of one secretary and adds one new position of forensic illustrator in addition to establishing a Vacancy Factor of \$26,461. The Public Safety and Criminal Justice Committee on July 2, 1986, recommended Proposal No. 341, 1986, Do Pass by a 8-0 vote. Councillor Dowden moved, seconded by Councillor Giffin, for adoption. Proposal No. 341, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

3 NOT VOTING: *Crowe, Shaw, Strader*

Proposal No. 341, 1986, was retitled FISCAL ORDINANCE NO. 74, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 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 Forensic Services Agency.

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

SECTION 1. Section 2.01 (c)(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) FORENSIC SERVICES AGENCY - Dept. 17

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Director	1	47,000	47,000
Assistant Director	1	20,000	20,000
<u>Forensic Illustrator</u>	<u>0 1</u>	<u>0 28,000</u>	<u>0 28,000</u>
<u>Secretary</u>	<u>1 2</u>	<u>15,000</u>	<u>15,000 30,000</u>
Lab Technician	13	30,000	396,875 <u>319,836</u>
Vacancy Factor			(26,461)
TOTAL	<u>16 18</u>		\$418,375

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

PROPOSAL NO. 347, 1986. This proposal authorizes amendments to the personnel compensation schedule of the Juvenile Detention Center. Councillor Dowden explained that Proposal No. 347 increases Overtime from \$79,400 to \$117,400. The increase is funded by raising the Vacancy Factor from (54,558) to (92,558). Councillor Dowden stated that the need for overtime for some employees has increased at the Center due to several vacant positions. The Public Safety and Criminal Justice Committee on June 25, 1986, recommended Proposal No. 347, 1986, Do Pass by a 6-0 vote. Councillor Dowden moved, seconded by Councillor Nickell, for adoption. Proposal No. 347, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

3 NOT VOTING: *Crowe, Shaw, Strader*

Proposal No. 347, 1986, was retitled FISCAL ORDINANCE NO. 75, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 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 Juvenile Detention Center.

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

SECTION 1. Section 2.01 (b) (5) of City-County Fiscal Ordinance No. 87, 1985, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(5) JUVENILE DETENTION CENTER - Dept. 53

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
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	853,422
Clerk Typist	7	13,803	80,481
Cook	9	13,500	103,186
Dir. of Nursing	1	20,848	20,748
Janitor/Maid	3	12,770	34,903
Laundry	2	10,000	20,036
Maintenance Men	9	19,500	75,926
Maint. Supervisor	1	20,000	19,300
Nurse	5	14,814	73,627
Professional	2	24,078	46,731
Recreation Director	1	20,000	18,930
Recreation Staff	4	17,345	59,421
Seamstress	1	10,000	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			<u>79,000</u> 117,400
Vacancy Factor			<u>154,538</u> (92,558)
TOTAL	131		\$1,810,321

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

PROPOSAL NO. 350, 1986. This proposal transfers and appropriates \$9,000 for the Prosecuting Attorney for contractual costs for the Lockup which were originally appropriated as capital expenditures. Councillor Dowden explained that the transfer is needed because the Building Authority has billed the Prosecutor for contractual costs. The Public Safety and Criminal Justice Committee on June 25,

1986, recommended Proposal No. 350, 1986, Do Pass by a 6-0 vote. Councillor Dowden moved, seconded by Councillor Journey, for adoption. Proposal No. 350, 1986, was adopted on the following roll call vote; viz:

23 AYES: *Boyd, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, West, Williams*

NO NAYS

6 NOT VOTING: *Borst, Bradley, Giffin, Nickell, Shaw, Strader*

Proposal No. 350, 1986, was retitled FISCAL ORDINANCE NO. 76, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Nine Thousand Dollars (\$9,000) in the Prosecutor's Diversion Fund for purposes of the Prosecuting Attorney and reducing certain other appropriations for that office.

**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 the Prosecuting Attorney for contractual costs for the Lockup which were originally appropriated as capital expenditures.

SECTION 2. The sum of Nine Thousand Dollars (\$9,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>PROSECUTOR'S DIVERSION FUND</u>
3. Other Services & Charges	\$9,000
TOTAL INCREASE	\$9,000

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

<u>PROSECUTING ATTORNEY</u>	<u>PROSECUTOR'S DIVERSION FUND</u>
4. Capital Outlay	\$9,000
TOTAL REDUCTION	\$9,000

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

PROPOSAL NO. 351, 1986. This proposal authorizes the creation of a Police Department Special Services Branch petty cash fund. Councillor Dowden stated that there would only be \$50 in the new fund and that expenditures will be for emergencies. The Public Safety and Criminal Justice Committee on June 25, 1986, recommended Proposal No. 351, 1986, Do Pass by a 5-0 vote. Councillor Dowden moved, seconded by Councillor Giffin, for adoption. Proposal No. 351, 1986, was adopted on the following roll call vote; viz:

26 AYES: *Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Williams*
NO NAYS

3 NOT VOTING: *Borst, Strader, West*

Proposal No. 351, 1986, was retitled GENERAL ORDINANCE NO. 67, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 67, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana" to authorize the establishment of a police department special services branch petty cash fund.

WHEREAS, the Indianapolis Police Department Special Services Branch must from time to time make expenditures for small or emergency items; and

WHEREAS, Indiana Code Section 36-1-8-3 authorizes the fiscal body of a political subdivision to establish petty cash funds for any of its offices; now, therefore:

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" be and is hereby amended to add a new Section 2-359, to read as follows:

Sec. 2 - 359. Police special services branch petty cash fund.

(a) **The City-County Council authorizes the establishment of a police department special services branch petty cash fund ("SSAF").**

(b) **The amount of the SSAF shall be Fifty and no/100 Dollars (\$50.00).**

(c) **At such time as the fund is no longer needed, any remaining funds will be returned to the police general fund.**

(d) **The SSAF shall be established and administered in accordance with IC 36-1-8-2 and IC 36-1-8-3.**

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

PROPOSAL NO. 352, 1986. This proposal amends the Code by adding a new section regarding the display of matter harmful to minors. The Public Safety and Criminal Justice Committee on June 25, 1986, recommended Proposal No. 352, 1986, Do Pass As Amended, by a 6-0 vote. Councillor Dowden moved to postpone Proposal No. 352, 1986, indefinitely. Consent was given.

PROPOSAL NO. 353, 1986. This proposal transfers and appropriates \$80,000 for the Department of Public Works, Liquid Waste Processing Operations, for the purchase of a gas chromatograph/mass spectrometer to analyze wastewater and sludge for priority and non-priority pollutant organics. Councillor Coughenour explained that the Department currently contracts for many analytical evaluations which are required to meet various governmental regulations. The equipment to be purchased will allow the Department to perform these evaluations in-house in a more fiscally responsible manner. The Public Works Committee on July 10, 1986, recommended Proposal No. 353, 1986, Do Pass by a 5-0-1 vote. Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption. Proposal No. 353, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

4 NOT VOTING: Boyd, Dowden, Page, Schneider

Proposal No. 353, 1986, was retitled FISCAL ORDINANCE NO. 77, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Eighty Thousand Dollars (\$80,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Liquid Waste Processing Operations, to purchase a gas chromatograph/mass spectrometer to analyze wastewater and sludge for priority and non-priority pollutant organics.

SECTION 2. The sum of Eighty Thousand Dollars (\$80,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u> <u>LIQUID WASTE PROCESSING OPERATIONS</u>	<u>SANITATION GENERAL FUND</u>
4. Capital Outlay	<u>\$80,000</u>
TOTAL INCREASE	\$80,000

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

<u>DEPARTMENT OF PUBLIC WORKS</u> <u>LIQUID WASTE PROCESSING OPERATIONS</u>	<u>SANITATION GENERAL FUND</u>
3. Other Services & Charges	<u>\$80,000</u>
TOTAL REDUCTION	\$80,000

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

PROPOSAL NO. 354, 1986, amends the Code by changing parking control regulations for portions of Illinois Street. PROPOSAL NO. 355, 1986, amends the Code by changing the intersection control at Post Road and Rawles Avenue. PROPOSAL NO. 356, 1986, amends the Code by authorizing loading zones for a portion of Illinois and Meridian Streets. PROPOSAL NO. 357, 1986, amends the Code by changing intersection controls in Eagle Highland Shoppes, Glicks 21st Addition and Highland Trails Subdivision. PROPOSAL NO. 358, 1986, amends the Code by changing speed limit controls for portions of 91st Street. PROPOSAL NO. 359, 1986, amends the Code by changing the intersection of Girls School Road and 21st Street. PROPOSAL NO. 360, 1986, amends the Code by changing intersection controls at several locations. PROPOSAL NO. 361, 1986, amends the Code by changing intersection controls at several locations. PROPOSAL NO. 362, 1986, amends the Code by changing intersection controls at Broadway and E. 9th Street and E. Arch Street and Broadway. Councillor Gilmer explained that Proposal Nos. 354 - 362, 1986, had been given Do Pass recommendations by the Transportation Committee at its July 2, 1986, hearing. Councillor Gilmer moved, seconded by

Councillor McGrath, for the adoption of Proposal Nos. 354 - 362, 1986. Proposal Nos. 354 - 362, 1986, were adopted on the following roll call vote; viz:

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

NO NAYS

4 NOT VOTING: *Crowe, Hawkins, Schneider, Stewart*

Proposal No. 354, 1986, was retitled GENERAL ORDINANCE NO. 68, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 68, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", changing various regulations for portions of Illinois Street.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

**ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 1:00 a.m. to 6:00 p.m.**

Illinois Street, on the west side, from Maryland Street to New York Street;

Illinois Street, on the east side, from Washington Street to New York Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the addition of the following, to wit:

**ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 1:00 a.m. to 6:00 p.m.**

Illinois Street, on the west side, from Maryland Street to Court Street;

Illinois Street, on the west side, from Market Street to Wabash Street;

Illinois Street, on both sides, from Ohio Street to New York Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 6:00 a.m. to 9:00 a.m.
and from 3:00 p.m. to 6:00 p.m.

Illinois Street, on the west side, from Court Street to Market Street;

Illinois Street, on the west side, from Wabash Street to Ohio Street;

Illinois Street, on the east side, from Washington Street to Ohio Street.

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 283, Parking meter zones designated, be and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Illinois Street, on the east side, from Washington Street to Ohio Street;

Illinois Street, on the west side, from Court Street to Market Street;

Illinois Street, on the west side, from Wabash Street to Ohio Street.

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

Proposal No. 355, 1986, was retitled GENERAL ORDINANCE NO. 69, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 69, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27, Pg. 7	Post Rd. & Rawles Ave.	S. Post Rd.	STOP

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27, Pg. 7	Post Rd. & Rawles Ave.		4-WAY

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

Proposal No. 356, 1986, was retitled GENERAL ORDINANCE NO. 70, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 70, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", establishing loading zones for portions of Illinois and Meridian Streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and materials loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Illinois Street, on the east side, from a point 237 feet south of Jackson Place, North Drive to a point 530 feet south of Jackson Place, North Drive; AND

Meridian Street, on the west side, from a point 89 feet south of Louisiana Street to a point 286 feet south of Louisiana Street.

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

Proposal No. 357, 1986, was retitled GENERAL ORDINANCE NO. 71, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 71, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27, Pg. 6	N. Mitchner Av. & E. 16th St.	16th St.	STOP

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 1	Eagle Creek Pkwy & Shore Ter.	Eagle Creek Pkwy.	STOP
15, Pg. 1	Coatbridge Way, Dunsany Ct. & Dunsany Le.	Coatbridge Way & Dunsany Le.	STOP
15, Pg. 1	Dunsany Cir. & Dunsany Le.	Dunsany Le.	STOP
15, Pg. 1	Dunsany Le. & Inland Dr.	Inland Dr.	STOP
27, Pg. 6	Mitchner Av., Richardt Av. & 16th St.	16th St.	STOP

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

Proposal No. 358, 1986, was retitled GENERAL ORDINANCE NO. 72, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 72, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

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

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

Ninety-first Street, from Allisonville Road to Masters Road, 35 MPH

Ninety-first Street, from Ditch Road to Haverstick Road, 35 MPH

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

Proposal 359, 1986, was retitled GENERAL ORDINANCE NO. 73, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 73, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22, Pg. 4	N. Girls School Rd. & W. 21st St.	None	STOP

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22, Pg. 4	Girls School Rd. & 21st St.	None	SIGNAL

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

Proposal No. 360, 1986, was retitled GENERAL ORDINANCE NO. 74, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 74, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20, Pg. 2	Breen Ct. N. & Breen Dr.		NONE
20, Pg. 2	Breen Ct. S. & Breen Dr.		NONE
20, Pg. 2	Breen Dr. N., Brentwood Av. & N. Wittfield St.	Breen Dr.	YIELD
20, Pg. 4	N. Galeston Av. & Maura Le.	N. Galeston Av.	YIELD
20, Pg. 4	N. Galeston Av. & E. 34th St.	E. 34th St.	YIELD
27, Pg. 7	E. Plsnt Rn Py S. Dr. (NB) & E. 10th St.	E. 10th St.	STOP
27, Pg. 7	E. Plsnt Rn Py S. Dr. (SB) & E. 10th St.	E. 10th St.	STOP

3, Pg. 2	Dorothy Dr. & W. 75th Pl.		NONE
3, Pg. 3	Harcourt Rd. & W. 75th Pl.		NONE
3, Pg. 3	Harcourt Rd. & 74th St.		NONE
30, Pg. 9	W. Troy Av. & E. 4th Av.		NONE
30, Pg. 9	W. Troy Av. & E. 5th St.		NONE
30, Pg. 9	W. Troy Av. & E. 6th Av.		NONE
30, Pg. 8	W. Perry St. & E. 5th Av.		NONE
3, Pg. 3	Harcourt Rd. & W. 74th Pl.		NONE
3, Pg. 3	Harcourt Rd. & Minturn Le.		NONE
39, Pg. 7	Lawrence Av. & Lawrence Ct.		NONE
39, Pg. 7	Lawrence Av. & Radcliffe Av.		NONE
39, Pg. 7	Lawrence Av. & Randolph St.		NONE
39, Pg. 7	Lawrence Av. & Walcott St.		NONE
39, Pg. 8	Radcliffe Av. & Radcliffe Ct.		NONE
32, Pg. 10	Greer St. & E. Norwood St.		NONE
32, Pg. 17	Noble St. & E. Norwood St.		NONE
6, Pg. 3	Salt Fork Way & Stonebranch N. Dr.	Stonebranch N. Dr.	STOP
38, Pg. 1	Thurman Dr. & Watersonway Cir.	Watersonway Cir.	YIELD
25, Pg. 21	W. New York St. & Toledo St.	W. New York St.	STOP

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

NORTHBOUND

Toledo Street, from Ohio Street to New York Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20, Pg. 2	Breen Ct. (3670N) & Breen Dr.	Breen Dr.	STOP

20, Pg. 2	Breen Ct. (3646N) & Breen Dr.	Breen Dr.	STOP
20, Pg. 2	Breen Dr., Brentwood Av. & Wittfield St.	Breen Dr.	STOP
20, Pg. 4	Galeston Av. & Maura Le.	Galeston Av.	STOP
20, Pg. 4	Galeston Av. & 34th St.	34th St.	STOP
30, Pg. 9	Troy Av. & 4th Av. E.	4th Av. E.	STOP
30, Pg. 9	Troy Av. & 5th Av. E.	Troy Av.	STOP
30, Pg. 9	Troy Av. & 6th Av. E.	Troy Av.	STOP
30, Pg. 8	Perry St. & 5th Av. E.	Perry St.	STOP
3, Pg. 2	Dorothy Dr. & 75th Pl.	75th Pl.	YIELD
3, Pg. 2	Harcourt Rd. & 75th Pl.	Harcourt Rd.	STOP
3, Pg. 3	Harcourt Rd. & 74th St.	Harcourt Rd.	STOP
3, Pg. 3	Harcourt Rd. & 74th Pl.	Harcourt Rd.	STOP
3, Pg. 3	Harcourt Rd. & Minturn Le.	Harcourt Rd.	STOP
39, Pg. 7	Lawrence Av. & Lawrence Ct.	Lawrence Av.	YIELD
39, Pg. 7	Lawrence Av. & Radcliffe Av.	Lawrence Av.	STOP
39, Pg. 7	Lawrence Av. & Randolph St.	Lawrence Av.	STOP
39, Pg. 7	Lawrence Av. & Walcott St.	Lawrence Av.	STOP
39, Pg. 8	Radcliffe Av. & Radcliffe Ct.	Radcliffe Av.	YIELD
32, Pg. 10	Greer St. & Norwood St.	Greer St.	STOP
32, Pg. 17	Noble St. & Norwood St.	Noble St.	STOP
6, Pg. 3	Salt Fork Way & Stonebranch N. Dr.	Salt Fork Way	STOP
38, Pg. 1	Thurman Dr. & Watersonway Cir.	Thurman Dr.	YIELD
25, Pg. 21	New York St. & Toledo St. (SB)	New York St.	STOP
27, Pg. 7	Pleasant Run Pkwy S. Dr. & 10th St.	10th St.	STOP
26, Pg. 1	Alley (815N) & Colorado Av.	NONE	STOP
26, Pg. 1	Alley (815N) & Euclid Av.	NONE	STOP

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

Proposal No. 361, 1986, was retitled GENERAL ORDINANCE NO. 75, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Castle Knoll Bl. & Castle Knoll Ct.		NONE
6, Pg. 2	Hague Rd. & Scarborough Bl.	Hague Rd.	STOP

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 2	Hague Rd., Blue Creek S. Dr. & Scarborough Bl.	Hague Rd.	STOP
6, Pg. 1	Blue Creek S. Dr. & Caboose Ct.	Blue Creek S. Dr.	YIELD
6, Pg. 1	Blue Creek S. Dr. & Iron Horse Le.	Blue Creek S. Dr.	STOP
6, Pg. 1	Blue Creek W. Dr., Monon Cir. & Monon Ct.	Blue Creek W. Dr.	YIELD
6, Pg. 1	Blue Creek S. Dr. & Pullman Ct.	Blue Creek S. Dr.	YIELD
6, Pg. 1	Blue Creek S. Dr. & Railhead Ct.	Blue Creek W. Dr.	STOP
6, Pg. 1	Blue Creek W. Dr. & Railway Ct.	Blue Creek S. Dr.	YIELD
6, Pg. 1	Blue Creek Dr., Trestle Wy. Cir. & Trestle Wy. Ct.	Blue Creek Dr.	STOP
6, Pg. 1	Blue Creek Dr. & 75th St.	75th St.	STOP
6, Pg. 1	Behner Brook Dr. & Castle Knoll Bl.	Castle Knoll Bl.	STOP
6, Pg. 1	Behner Brook Cir. & Behner Brook Dr.		NONE
6, Pg. 1	Behner Brook Ct. & Behner Brook Dr.	Behner Brook Dr.	STOP
6, Pg. 1	Castle Knoll Bl. & Castle Knoll Ct.	Castle Knoll Bl.	STOP

6, Pg. 1	Bay Cove & Springwater Dr. W.	Springwater Dr. W.	YIELD
6, Pg. 1	Castle Cove Rd. & Springwater Dr. W.	Springwater Dr. W.	STOP
6, Pg. 3	Springwater Dr. W. & Water Trace	Springwater Dr. W.	STOP
6, Pg. 2	Flatrock Ct. & Stonebranch Dr. E.	Stonebranch Dr. E.	YIELD
6, Pg. 4	Stonebranch Dr. S. & Wind Run Cir.	Stonebranch Dr. S.	STOP
15, Pg. 1	Eagle Creek Dr. N. & Eagle Creek Pkwy.	Eagle Creek Pkwy.	STOP
15, Pg. 1	Eagle Bay Dr. N. & Eagle Lake Dr.	Eagle Bay Dr. N.	STOP
15, Pg. 1	Eagle Lake Ct. & Eagle Lake Dr.	Eagle Lake Dr.	YIELD

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

Proposal No. 362, 1986, was retitled GENERAL ORDINANCE NO. 76, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 4	Broadway St. & E. 9th St.	Broadway St.	STOP
25, Pg. 2	E. Arch & Broadway	Broadway	STOP

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 4	Broadway St. & E. 9th St.		STOP
25, Pg. 2	E. Arch St. & Broadway		STOP

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

PROPOSAL NO. 363, 1986, amends the Code by establishing parking restrictions on portions of Massachusetts Avenue. The Transportation Committee on July 2, 1986, recommended Proposal No. 363, 1986, Do Pass by a 4-2 vote. Councillor Journey requested that Proposal No. 363, 1986, be sent back to Committee for further study. Consent was given.

PROPOSAL NO. 364, 1986, amends the Code by adding stopping, standing and parking prohibited restrictions for portions of New York and Michigan Streets. The Transportation Committee on July 2, 1986, recommended Proposal No. 364, 1986, Do Pass As Amended, by a 6-0 vote. Councillor Gilmer moved, seconded by Councillor Rhodes, for adoption. Proposal No. 364, 1986, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: *Clark*

Proposal No. 364, 1986, As Amended, was retitled GENERAL ORDINANCE NO. 77, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 77, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Michigan Street, on both sides, from East Street to Highland Avenue;

Michigan Street, on the north side, from Highland Avenue to Arsenal Avenue;

New York Street, on both sides, from East Street to Arsenal Avenue;

New York Street, on the south side, from Arsenal Avenue to State Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the deletion of the following, to wit:

**ONE HOUR
ON ANY DAY EXCEPT SUNDAY AND HOLIDAYS
from 7:00 a.m. to 6:00 p.m.**

Park Avenue, on both sides, from Michigan Street to Massachusetts Avenue.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

New York Street, on the north side, from the first alley west of College to Arsenal Avenue;

New York Street, on the south side, from Davidson Street to State Street;

Michigan Street, on the north side, from Leon Street to Arsenal Avenue;

Michigan Street, on the south side, from Davidson Street to Highland Avenue.

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

**ON ANY DAY EXCEPT
SATURDAY AND SUNDAY
from 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.**

Michigan Street, on the south side, from East Street to Davidson Street;

from 6:00 a.m. to 9:00 a.m.

Michigan Street, on the north side, from East Street to Leon Street;

from 3:00 p.m. to 6:00 p.m.

New York Street, on the north side, from East Street to the first alley west of College Avenue.

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

PROPOSAL NO. 365, 1986, amends the Code by establishing a portion of Herman Street as one-way. The Transportation Committee on July 2, 1986, recommended Proposal No. 365, 1986, Do Pass by a 6-0 vote. Councillor Williams sponsored

the introduction of Proposal No. 365, 1986. Councillor Gilmer explained that Herman Street is located between Market and Ohio Streets. Herman Street is very narrow, and the one-way traffic direction should alleviate traffic congestion. The Transportation Committee on July 2, 1986, recommended Proposal No. 365, 1986, Do Pass by a 6-0 vote. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 365, 1986, was adopted on the following roll call vote; viz:

22 AYES: Borst, Boyd, Bradley, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Hawkins, Howard, Journey, McGrath, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

7 NOT VOTING: Clark, Crowe, Gilmer, Holmes, Miller, Nickell, Schneider

Proposal No. 365, 1986, was retitled GENERAL ORDINANCE NO. 78, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 78, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

NORTHBOUND

Herman Street, from Market Street to Ohio Street

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

ANNOUNCEMENTS AND ADJOURNMENTS

Councillor Borst announced that the Metropolitan Development Committee would meet at 5:00 p.m. instead of 4:00 p.m. on July 23, 1986.

Councillor Rhodes urged all Councillors to review the Computer Applications Ad-Hoc Committee's recommendations which had been distributed to the Councillors this evening.

There being no further business, upon motion duly made and seconded, the meeting adjourned at 11:51 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 21st day of July, 1986.

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


President

ATTEST:


Clerk of the Council

(SEAL)