

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

REGULAR MEETINGS, MONDAY, NOVEMBER 10, 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 6:05 p.m., on Monday, November 10, 1986, with Councillor SerVaas presiding.

Councillor Rader 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, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

ABSENT: Boyd, Gilmer, Page

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Curry introduced Mr. Charles Spears, Vice Ward Chairman, Wayne Township.

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, November 10, 1986**, at **6:00 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

October 28, 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, October 30, 1986**, a copy of **NOTICE TO TAXPAYERS** of a public Hearing on Proposal Nos. **649, 650, 651, 652, 653 and 664, 1986**, to be held on **Monday, November 10, 1986**, at **6:00 p.m.**, in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

November 4, 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. 100, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Two Hundred Fifty Thousand Eight Hundred Fifty-five Dollars (\$250,855) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 101, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Thousand Five Hundred Forty-five Dollars (\$1,545) in the Guardian Ad Litem Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

FISCAL ORDINANCE NO. 102, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Twenty-five Thousand Four Hundred Six Dollars (\$25,406) in the County General Fund for purposes of the Marion County Law Library and reducing certain other appropriations for the Marion County Law Library and the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 103, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Sixty Thousand Dollars (\$60,000) in the Parking Meter Fund for purposes of the Department of Transportation, Parking Meter Division, and reducing the unappropriated and unencumbered balance in the Parking Meter Fund.

FISCAL ORDINANCE NO. 104, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Four Hundred Dollars (\$400) in the County General Fund for purposes of the Franklin Township Assessor and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 105, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Two Million Five Hundred Thousand Dollars (\$2,500,000) in the Redevelopment General Fund for purposes of the Department of Metropolitan Development, Economic and Housing Development Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 106, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Three Thousand Two Hundred Ninety-four Dollars (\$3,294) in the County General Fund for purposes of the Marion County Superior Court, Civil Division, Room 5, and reducing certain other appropriations for that court.

FISCAL ORDINANCE NO. 107, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Thirty Thousand Dollars (\$30,000) in the County Corrections Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that agency.

FISCAL ORDINANCE NO. 108, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Forty-three Thousand Three Hundred Dollars (\$43,300) in the County General Fund for purposes of the Marion County Juvenile Detention Center and reducing certain other appropriations for that department.

FISCAL ORDINANCE NO. 109, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Twelve Thousand Dollars (\$12,000) in the County General Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing certain other appropriations for that court.

FISCAL ORDINANCE NO. 110, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Forty-four Thousand Two Hundred Dollars (\$44,200) in the County General Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that court.

GENERAL ORDINANCE NO. 113, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 114, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

SPECIAL RESOLUTION NO. 119, 1986, honoring Maicel Donee Malone.

SPECIAL RESOLUTION NO. 120, 1986, welcoming the first IAAF World Indoor Championships to Indianapolis.

SPECIAL RESOLUTION NO. 121, 1986, supports Mayor William H. Hudnut, III proclaiming October 26 through November 1, 1986, as Pornography Awareness Week.

SPECIAL RESOLUTION NO. 123, 1986, approving the sale of certain real estate of the Department of Transportation.

Respectfully submitted,

s/William H. Hudnut, III

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

PROPOSAL NO. 671, 1986. This proposal honors William G. Mays. Councillor Howard requested that discussion on Proposal No. 671, 1986, be temporarily postponed until Mr. Mays arrived to the Council meeting. Consent was given.

PROPOSAL NO. 700, 1986. This proposal approves a schedule of regular council meetings for the year 1987. In order that members of the Council could review the prospective meeting dates for 1987, Councillor SerVaas moved to Postpone Proposal No. 700, 1986, until the November 24, 1986, meeting of the Council. Consent was given.

Councillor Dowden stated that he had not prepared a formal resolution but that he would like to commemorate November 11, 1986, as Veteran's Day. In addition,

Councillor Dowden recalled that on November 10, 1775, the United States Marine Corps was founded in Pennsylvania.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 643, 1986. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** appropriating \$35,000 for the County Auditor for purposes of a loan for Poor Relief for Franklin Township"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 675, 1986. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** appropriating \$19,000 for the Department of Administration, Legal Division, for legal services concerning environmental issues for the Department of Public Works"; and the President referred it to the Administration Committee.

PROPOSAL NO. 676, 1986. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** appropriating an additional \$6,400 in the Sanitary District Sinking Fund for an interest payment regarding registration fees"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 677, 1986. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** approving the issuance of temporary tax anticipation time warrants for the Park District Fund, Consolidated County Fund, Consolidated City Police Force Account, Police Pension Fund, Consolidated City Fire Force Account, Firemen's Pension Fund and Sanitary Solid Waste General Fund during the period of January 1, 1987, to December 31, 1987"; and the President referred it to the Administration Committee.

PROPOSAL NO. 678, 1986. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a **SPECIAL ORDINANCE** approving an amendment to the franchise contract between the City of Indianapolis and Indianapolis Cablevision, Inc. by amending the designation of the operator from Indianapolis Cablevision, Inc., to Comcast Cable Leasing Partners L.P. and by authorizing the lease of the Franchise Contract by Comcast Cable Leasing Partners, L.P. to Comcast

Cablevision of Indianapolis, Inc. upon notice to the Cable Franchise Board of the City of Indianapolis"; and the President referred it to the Administration Committee.

President SerVaas urged members of the Council to attend the Administration Committee meeting Monday, November 17, 1986, at 4:00 p.m. in Room 260 of the City-County Building, where Proposal No. 678, 1986, would be discussed.

Councillor Clark remarked that he along with Councillor Durnil had not received information they requested regarding scheduling information for the installation of cable television to southern Warren Township and Franklin Township.

PROPOSAL NO. 679, 1986. Introduced by Councillor Stewart. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$2,890 and amending the personnel schedule for the Cooperative Extension Service to install a door, wall and telephone speakers and to purchase a computer terminal and printer"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 680, 1986. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$10,000 for the Clerk of the Circuit Court for printing expenses"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 681, 1986. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$2,500 for the County Surveyor to preserve legal survey books as required by Indiana law"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 682, 1986. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$220 for the Decatur Township Assessor for additional office supplies"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 683, 1986. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the

appointment of M. D. Mike Higbee to serve as the Director of the Department of Metropolitan Development”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 684, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by increasing fees paid by owners of animals impounded by the Animal Control Division”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 685, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a GENERAL RESOLUTION authorizing the Marion County Community Corrections Advisory Board to contract with Midtown Mental Health Center for the Marion County Community Corrections jail component substance abuse treatment programs”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 686, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring and appropriating \$2,500 for the Court Services Agency to purchase a personal computer”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 687, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring and appropriating \$29,085 and amending the personnel schedule for the Presiding Judge of the Municipal Court for additional supplies, training and equipment”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 688, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE appropriating \$10,000 for the Presiding Judge of the Municipal Court for a grant from the ment of Justice for drug testing evaluation”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 689, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring and

appropriating \$19,421 and amending the personnel schedule for the Presiding Judge of the Municipal Court for additional supplies, training and equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 690, 1986. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning payment of legal fees for Donald Miller in the case of Indianapolis Newspapers, Inc. versus Donald Miller"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 691, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by adding new regulations for the issuing of franchises to public utilities for use of public right-of-way"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 692, 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 on Bauman Street, from Beech Drive to Lockerbie Drive"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 693, 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 on Madison Avenue, from County Line South to north of Martin Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 694, 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 Bradbury Avenue and Lynhurst Drive"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 695, 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 Julian Avenue and Sheridan Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 696, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing weight load restrictions on a portion of 59th Street and Haines Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 697, 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 Oriental Street and Springdale Place and Highland Avenue and Springdale Place"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 698, 1986. Introduced by Councillor Bradley. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing a portion of North Moreland Avenue as one-way"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 699, 1986. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at 56th Street and Guilford"; and the President referred it to the Transportation Committee.

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

PROPOSAL NO. 671, 1986, honors William G. Mays. Councillor Howard, co-sponsor along with Councillor Miller, read the resolution and moved for its adoption.

Councillor SerVaas commended Mr. Mays for being an exceptional role model for today's youth, particularly minority youth. He encouraged Mr. Mays to continue in his efforts in working with young people.

Proposal No. 671, 1986, was adopted by Unanimous Voice Vote, retitled SPECIAL RESOLUTION NO. 122, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 122, 1986

A SPECIAL RESOLUTION honoring William G. Mays.

WHEREAS, William G. Mays is President of Mays Chemical Company; and

WHEREAS, Mays Chemical Company is a minority owned operation which has gross annual sales of over fifteen million dollars (\$15,000,000); and

WHEREAS, Bill Mays has been designated as the Midwest Minority Small Business of the Year by the Small Business Administration; and

WHEREAS, Bill Mays and his company were honored in Washington, D.C. during the Minority Small Business Week of October 5th to 11th, 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 commends William (Bill) Mays and Mays Chemical Company for its achievement as the Midwest Minority Small Business of the Year Award.

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

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

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 November 10, 1986, as distributed.

ADOPTION OF JOURNALS

President SerVaas called for additions or corrections to the Journal of July 21, 1986. There being no additions or corrections, the minutes were approved as distributed.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 674, 1986. This proposal is an inducement resolution authorizing certain proceedings with respect to proposed economic development bond

financing for Thomas P. Sheehan in an approximate amount of \$4,350,000. Councillor Schneider explained that the project is the acquisition and renovation of the existing 50,000 square foot Fountain Square Theatre Building located at 1101-1115 South Shelby Street in addition to the acquisition and renovation of a building containing approximately 9,000 square feet located at 1108-1116 South Shelby Street, all of which will be leased for a combination of residential rental units and office/commercial uses. The Economic Development Committee on November 5, 1986, recommended Proposal No. 674, 1986, Do Pass by a 5-0 vote. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 674, 1986, was adopted on the following roll call vote; viz:

26 AYES: *Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*
NO NAYS
3 NOT VOTING: *Boyd, Gilmer, Page*

Proposal No. 674, 1986, was retitled SPECIAL RESOLUTION NO. 124, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 124, 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, Thomas P. Sheehan (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, renovate, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities to be the acquisition, renovation, installation and equipping of the following existing buildings all located in Indianapolis, Indiana: 1) the Fountain Square Theatre Building containing approximately 50,000 square feet located at 1101-1115 South Shelby Street; and 2) a building containing approximately 9,000 square feet located at 1108-1116 South Shelby Street all of which will be leased for a combination of residential rental units, office and commercial uses; 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 14 at the end of one year and 14 at the end of three years) to be achieved by the acquisition, renovation, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, renovation, installation and equipping of the facilities will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating 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 \$4,350,000 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, renovation, installation and equipping of the Project, the City-County Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds provided that at the time of the proposed issuance of such bonds the aggregate amount of private activity bonds issued pursuant to such issue when added to the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, that inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and that the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and that no portion of such private activity bond limit has been guaranteed for the proposed project and subject to the further caveat that this inducement resolution expires June 30, 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, 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.

Councillor West stated that Council Resolution No. 34, 1986, (approved at the October 27, 1986, meeting of the Council) requested the City Controller to review licensed taxicab insurance requirements. The Administration Committee, at its November 6, 1986, meeting, asked the Controller to continue his research regarding insurance requirements for licensed taxicabs and limousines, such as gathering information from other cities in the United States on this issue.

PROPOSAL NOS. 701 - 713, 1986. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 7, 1986". The Council did not schedule for hearing pursuant to IC 36-7-4-608. Proposal Nos. 701 - 713, 1986, were retitled REZONING ORDINANCE NOS. 202 - 214, 1986, take effect thirty days after their respective certification, and read as follows:

**REZONING ORDINANCE NO. 202, 1986. 86-Z-197 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
3501 NORTH TANSEL ROAD, INDIANAPOLIS.**

Miller Pipeline Corporation, by Walter E. Wolf, Jr., requests the rezoning of 26.42 acres, being in the D-6II district, to the C-ID classification, to provide for a pipeline contractor and earth moving company.

**REZONING ORDINANCE NO. 203, 1986. 85-Z-209 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
1612 EAST STOP ELEVEN ROAD, INDIANAPOLIS.**

Philip C. Thrasher requests the rezoning of 21.65 acres, being in the A-2 district, to the D-6II classification, to conform zoning to its use as apartments and to permit improvements.

**REZONING ORDINANCE NO. 204, 1986. 86-Z-211 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
5420 SOUTH EAST STREET, INDIANAPOLIS.**

M. Clune Company, Inc., by John I Bradshaw, Jr., requests the rezoning of 2.0 acres, being in the C-3 district, to the C-4 classification, to permit expansion of a furniture store.

**REZONING ORDINANCE NO. 205, 1986. 86-Z-212 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
6650 CRESCO STREET, INDIANAPOLIS.**

Eaton & Lauth Properties, by Michael C. Cook, requests the rezoning of 3.00 acres, being in the C-S district, to the C-S classification, to provide for restaurant use and retail establishments, personal and professional services, printing services, shopping and durable goods, indoor recreation, veterinarian and trade and hobby schools.

**REZONING ORDINANCE NO. 206, 1986. 86-Z-213 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
8150 WEST 21ST STREET, INDIANAPOLIS.**

Donald DeBello, by Scott A. Lindquist, requests the rezoning of 3.2 acres, being in the A-2 district, to the D-6 classification, to provide for the construction of six (6) residential structures containing two units each.

**REZONING ORDINANCE NO. 207, 1986. 86-Z-214 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12
1501 NORTH POST ROAD, INDIANAPOLIS.**

Arnold E. Brown, M.D., requests the rezoning of 2.35 acres, being in the A-2 district, to the C-3 classification, to provide for retail and office use.

**REZONING ORDINANCE NO. 208, 1986. 86-Z-215 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
7520 MADISON AVENUE, INDIANAPOLIS.**

Leroy Baer, et al., by Larry Pleasants, request the rezoning of 1.70 acres, being in the A-2 district, to the C-1 classification, to provide for construction of offices.

**REZONING ORDINANCE NO. 209, 1986. 86-Z-218 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16
250 NORTH AGNES STREET, INDIANAPOLIS.**

Trustees of Indiana University, by Donald F. Foley, requests the rezoning of 3.26 acres, being in the I-3-U (RC) district, to the UQ-1 classification, to provide for the construction of the National Institute for Sports and Fitness.

**REZONING ORDINANCE NO. 210, 1986. 86-Z-219 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
5661 NORTH MICHIGAN ROAD, INDIANAPOLIS.**

W.E. Henry Enterprises, Inc., by Stephen D. Mears, requests the rezoning of 1.3 acres, being in the D-2 district, to the C-3 classification, to conform zoning to its use as a restaurant.

**REZONING ORDINANCE NO. 211, 1986. 86-Z-220 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
6901 SUNNYSIDE ROAD, INDIANAPOLIS.**

Keith McDonald, by William F. LeMond, requests the rezoning of 115.1 acres, being in the A-2 district, to the D-2 classification, to provide for residential use by platting.

**REZONING ORDINANCE NO. 212, 1986. 86-Z-221 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
5645 EAST RAYMOND STREET, INDIANAPOLIS.**

Merchants National Bank and Trust Company, by Stephen D. Mears, requests the rezoning of 1.11 acres, being in the D-2 district, to the C-1 classification, to conform zoning to its use as a bank.

**REZONING ORDINANCE NO. 213, 1986. 86-Z-222 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18
30 NORTH GASOLINE ALLEY, INDIANAPOLIS.**

Charles W. Patterson, by Thomas A. Deal, requests the rezoning of 3.86 acres, being in the C-3 district, to the I-1-S classification, to provide for the assembly of race cars.

**REZONING ORDINANCE NO. 214, 1986. 86-Z-228 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
6609 EAST 82ND STREET, INDIANAPOLIS.**

Gary McCormick, by Peter D. Cleveland, requests the rezoning of 1.39 acres, being in the I-2-S and SU-9 districts, to the C-3 classification, to provide for retail use.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 664, 1986. This proposal is a rezoning ordinance certified by the Metropolitan Development Commission on October 16, 1986 (86-Z-177, 5422, 5440 Victory Drive, Indianapolis). Councillor Clark explained that revised commitments were approved by the remonstrators and petitioner. Councillor Clark moved, seconded by Councillor Durnil, the following amendment:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 664, 1986, (Rezoning Docket No. 86-Z-177) be amended by conditioning the approval upon certain revised commitments of the petitioners, which are submitted to the Council, attached hereto and made a part of the ordinance, effective upon certification of the revised commitments by the Metropolitan Development Commission.

Councillor Clark

Mr. James Nickels, attorney representing an interested property owner confirmed that the revised commitments were agreeable to both remonstrators and the petitioner.

The amendment passed by unanimous voice vote.

The President called for public testimony at 6:37 p.m. There being no one present to testify, Councillor Clark moved, seconded by Councillor Durnil, for adoption. Proposal No. 664, 1986, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

5 NOT VOTING: Boyd, Gilmer, Miller, Page, Schneider

Proposal No. 664, 1986, As Amended, was retitled REZONING ORDINANCE NO. 215, 1986, and reads as follows:

**REZONING ORDINANCE NO. 215, 1986 86-Z-177 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
5422, 5440 VICTORY DRIVE, INDIANAPOLIS.**

Frank J. Mueller and Steven L. Hall request the rezoning of approximately 2 acres, being in the D-4 district, to the C-7 classification, to provide for retail sales and service of recreational vehicles.

PROPOSAL NO. 649, 1986. This proposal transfers and appropriates \$58,996 for the Prosecuting Attorney to purchase wrist and ankle straps for the home confinement program. Councillor Dowden reported that the Prosecutor's Office intends to purchase twenty wrist and five ankle straps for the home confinement program, which is for juvenile offenders being convicted of multiple non-violent felonies. The Public Safety and Criminal Justice Committee on October 29, 1986, recommended Proposal No. 649, 1986, Do Pass by a 7-0 vote. The President called for public testimony at 6:40 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Nickell, for adoption. Proposal No. 649, 1986, was adopted on the following roll call vote; viz:

25 AYES: Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller,

Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams
NO NAYS

4 NOT VOTING: Boyd, Gilmer, Page, Schneider

Proposal No. 649, 1986, was retitled FISCAL ORDINANCE NO. 111, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 111, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Fifty-eight Thousand Nine Hundred Ninety Six Dollars (\$58,996) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing certain other appropriations for that office and the unappropriated and unencumbered balance in the State and Federal Grant Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01(b)(22) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecuting Attorney to purchase wrist and ankle straps for the home confinement program.

SECTION 2. The sum of Fifty-eight Thousand Nine Hundred Ninety Six Dollars (\$58,996) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
4. Capital Outlay	\$58,996
TOTAL INCREASE	\$58,996

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

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
3. Other Services & Charges	\$53,767
Unappropriated and Unencumbered State and Federal Grant Fund	5,229
TOTAL REDUCTION	\$58,996

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

PROPOSAL NO. 650, 1986. This proposal transfers and appropriates \$8,500 for the Prosecuting Attorney to reimburse extradition expenses incurred before the

creation of the County Extradition Fund. The Public Safety and Criminal Justice Committee on October 29, 1986, recommended Proposal No. 650, 1986, Do Pass by a 8-0 vote. The President called for public testimony at 6:41 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 650, 1986, was adopted on the following roll call vote; viz:

23 AYES: *Borst, Bradley, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*

NO NAYS

6 NOT VOTING: *Boyd, Clark, Crowe, Gilmer, Howard, Page*

Proposal No. 650, 1986, was retitled FISCAL ORDINANCE NO. 112, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 112, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Eight Thousand Five Hundred Dollars (\$8,500) in the County General Fund for purposes of the Prosecuting Attorney 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)(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 to reimburse extradition expenses incurred before the creation of the County Extradition Fund. The new County Extradition Fund will repay this appropriation.

SECTION 2. The sum of Eight Thousand Five Hundred Dollars (\$8,500) 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:

PROSECUTING ATTORNEY
3. Other Services & Charges
TOTAL INCREASE

COUNTY GENERAL FUND
\$8,500
\$8,500

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

COUNTY GENERAL FUND

Unappropriated and Unencumbered
County General Fund
TOTAL REDUCTION

\$8,500
\$8,500

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

PROPOSAL NO. 651, 1986. This proposal transfers and appropriates \$41,259 and amends the personnel schedule for the Prosecuting Attorney to fund the Diversion Fund. Councillor Dowden indicated that the transfer/appropriation is for expenditures incurred over the past three months. The Public Safety and Criminal Justice Committee on October 29, 1986, recommended Proposal No. 651, 1986, Do Pass by a 8-0 vote. The President called for public testimony at 6:43 p.m.

Councillor Howard asked "how the Prosecutor's Office kept track of all of these transfers".

Councillor Dowden stressed that the Prosecutor's staff along with the Auditor's staff is very knowledgeable about the various financial transactions in fiscal ordinances.

Councillor Williams stated that she could not support Proposal No. 651, 1986, because it was her opinion that the Prosecutor should not need to use attorneys working on a contractual basis for investigations.

Councillor SerVaas explained that the arrangement for outside legal services is necessary to provide expertise in certain investigations.

Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 651, 1986, was adopted on the following roll call vote; viz:

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

2 NAYS: *Howard, Williams*

3 NOT VOTING: *Boyd, Gilmer, Page*

Proposal No. 651, 1986, was retitled FISCAL ORDINANCE NO. 113, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 113, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Forty-one Thousand Two Hundred Fifty-nine Dollars (\$41,259) in the Prosecutor's Diversion Fund for purposes of the Prosecuting Attorney and reducing certain other appropriations for that Office and the unappropriated and unencumbered balance in the Prosecutor's Diversion Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01(b)(22) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecuting Attorney to fund the Diversion Fund.

SECTION 2. The sum of Forty-one Thousand Two Hundred Fifty-nine Dollars (\$41,259) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>PROSECUTOR'S DIVERSION FUND</u>
3. Other Services & Charges	\$10,000
4. Capital Outlay	<u>31,259</u>
TOTAL INCREASE	\$41,259

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

<u>PROSECUTING ATTORNEY</u>	<u>PROSECUTOR'S DIVERSION FUND</u>
1. Personal Services	\$ 5,000
Unappropriated and Unencumbered Prosecutor's Diversion Fund	<u>36,259</u>
TOTAL REDUCTION	\$41,259

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

**(22) PROSECUTING ATTORNEY - Dept. 25
Prosecutor's Diversion Fund**

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Deputy Prosecutors	20	37,941	178,238
Pre-trial Diversion Coord.	4	25,200	50,060
Paralegal	13	20,488	59,750
Secretary	1	18,055	16,000
Admin. Staff	2	27,001	33,500
General Secretary	3	17,778	42,400
Vacancy Factor			(150,604) <u>(161,604)</u>
TOTAL	43		\$ 223,244 <u>218,344</u>

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

PROPOSAL NO. 652, 1986. This proposal transfers and appropriates \$25,000 and amends the personnel schedule for the Prosecuting Attorney to fund year-end contractual expenses associated with specific white collar crime investigations. Councillor Dowden explained that the transfer/appropriation was needed for contractual legal services for Grand Jury white collar crime investigations. The Public Safety and Criminal Justice Committee on October 29, 1986, recommended Proposal No. 652, 1986, Do Pass by a 8-0 vote. The President called for public testimony at 6:46 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 652, 1986, was adopted on the following roll call vote; viz:

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

Proposal No. 652, 1986, was retitled **FISCAL ORDINANCE NO. 114, 1986**, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 114, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Twenty-five Thousand Dollars (\$25,000) in the County General 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 to fund year-end contractual expenses associated with specific white collar crime investigations.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) 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:

PROSECUTING ATTORNEY
 3. Other Services & Charges
 TOTAL INCREASE

COUNTY GENERAL FUND
 \$25,000
 \$25,000

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

PROSECUTING ATTORNEY
 1. Personal Services
 TOTAL REDUCTION

COUNTY GENERAL FUND
 \$25,000
 \$25,000

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

(22) PROSECUTING ATTORNEY - Dept. 25
 County General Fund

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Prosecutor	1	7,607	7,607
Chief Trial Deputy	1	6,500	6,500
Admin. Staff	3	27,001	60,000
Admin. Supervisor	8	27,300	90,000
Admin. Secretary	12	18,055	145,050
General Secretary	11	17,778	133,101
Computer Staff	4	15,366	37,200
Investigator	4	42,115	93,000
Law Clerk	13	16,647	95,550
Paralegal	17	20,488	225,978
Chief Counsel	1	44,215	44,215
Supv. of Professionals	8	42,115	273,000
Deputy Prosecutors	47	37,941	1,028,977
Temporary			20,000
Overtime			23,000
Vacancy Factor			161,149 (86,493)
TOTAL	129	\$2,221,685	<u>2,196,685</u>

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

PROPOSAL NO. 653, 1986. This proposal transfers and appropriates \$45,000 for the Prosecutor's Child Support IV-D Agency to fund computer maintenance costs and to adjust 1985 encumbrances which were erroneously paid from 1986 funds. Councillor Dowden explained that this Agency experienced a transition of personnel in 1985 and that certain expenses associated with this transition were erroneously paid from 1986 monies instead of being paid from previously encumbered 1985 funds. Councillor Dowden noted that \$9,000 of the appropriation will be 66% reimbursed from the federal government. The Public Safety and Criminal

Justice Committee on October 29, 1986, recommended Proposal No. 653, 1986, Do Pass by a 8-0 vote. The President called for public testimony at 7:50 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 653, 1986, was adopted on the following roll call vote; viz:

25 AYES: *Borst, Bradley, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*
NO NAYS
4 NOT VOTING: *Boyd, Crowe, Gilmer, Page*

Proposal No. 653, 1986, was retitled FISCAL ORDINANCE NO. 115, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 115, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Forty-five Thousand Dollars (\$45,000) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing certain other appropriations for that Agency and 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 fund computer maintenance costs and to adjust 1985 encumbrances which were erroneously paid from 1986 funds.

SECTION 2. The sum of Forty-five Thousand Dollars (\$45,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

**PROSECUTOR'S CHILD SUPPORT
IV-D AGENCY**

3. Other Services & Charges
TOTAL INCREASE

COUNTY GENERAL FUND
\$45,000
\$45,000

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

**PROSECUTOR'S CHILD SUPPORT
IV-D AGENCY
2. Supplies**

**COUNTY GENERAL FUND
\$15,000**

**Unappropriated and Unencumbered
County General Fund
TOTAL REDUCTION**

**30,000
\$45,000**

SECTION 5. 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. 521, 1986. This proposal authorizes the Marion County Community Corrections Advisory Board to contract for professional services for the Marion County Community Corrections jail component substance abuse treatment, employment counseling, and diagnostic testing programs. Councillor Dowden explained that after a lengthy discussion in Committee, Section 1 of Proposal No. 521, 1986, was amended to clarify names of specific professional service providers. The Public Safety and Criminal Justice Committee on October 29, 1986, recommended Proposal No. 521, 1986, Do Pass As Amended by a 8-0 vote. Councillor Dowden moved, seconded by Councillor Journey, for adoption. Proposal No. 521, 1986, As Amended, was adopted on the following roll call vote; viz:

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

4 NOT VOTING: *Boyd, Crowe, Gilmer, Page*

Proposal No. 521, 1986, As Amended, was retitled GENERAL RESOLUTION NO. 13, 1986, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 13, 1986

A GENERAL RESOLUTION authorizing the Marion County Community Corrections Advisory Board to contract for professional services for the Marion County Community Corrections jail component substance abuse treatment, employment counseling, and diagnostic testing programs.

WHEREAS, the Marion County Community Corrections Advisory Board was established pursuant to IC 11-12-1-2 and City-County Special Resolution No. 103, 1981; and

WHEREAS, any agreement entered into by the Advisory Board to provide substance abuse treatment, employment counseling, and diagnostic testing programs must be approved by the City-County Council; and

WHEREAS, the Marion County Community Corrections Advisory Board desires to contract with professional service providers to implement substance abuse treatment, employment counseling, and diagnostic testing programs in the Marion County Community Corrections jail component; now, therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County, as the legislative body of Marion County, hereby approves the contractual agreements contemplated by the Marion County Community Corrections Advisory Board with Career World for employment counseling, and with Goodwill Industries for diagnostic testing programs in the Marion County Community Corrections jail component.

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

PROPOSAL NO. 657, 1986. This proposal transfers and appropriates \$150,000 for the Department of Transportation, Street Maintenance Division, to meet payroll obligations required by hiring additional street maintenance employees during the summer of 1986.

President SerVaas explained that Councillor McGrath, current member and former chairman of the Transportation Committee, would give the Transportation Committee Report in Councillor Gilmer's absence.

Councillor McGrath stated that the Transportation Committee on November 5, 1986, recommended Proposal No. 657, 1986, Do Pass by a 5-0 vote. The transfer/appropriation is for the hiring of additional equipment operators for snow removal efforts.

Mr. Fred Madorin, Director of the Department of Transportation, clarified that Proposal No. 657, 1986, addresses the hiring of additional street maintenance employees during the summer of 1986 along with the hiring of additional equipment drivers for the winter of 1986-87 (the Department had in the past trained laborers from the Street Maintenance Division to operate snow removal equipment).

Councillor Schneider asked what responsibilities would be assigned to the new drivers.

Mr. Madorin replied that the drivers would be utilized in other services along with the snow removal effort. The new drivers (approximately 12-15 persons) will ensure that the DOT snow removal fleet is "manned".

Councillor Nickell inquired if the new drivers would work part time or full time.

Mr. Madorin stated that the new drivers would be full time and be offered full benefits. He added that DOT has approximately 250 contractors who would also be available for snow removal efforts if there is a snowfall of over six inches. In addition, some equipment in the Department of Public Works can be equipped with snow plows.

Councillor West commented that the descriptive digest for Proposal No. 657, 1986, was not composed properly and moved to amend Section 1 of Proposal No. 657, 1986, to read: ". . . . Department of Transportation, Street Maintenance Division, to meet payroll obligations required by hiring additional drivers for street maintenance during the balance of 1986".

Councillor McGrath seconded the amendment which carried by Consent.

Councillor McGrath moved, seconded by Councillor Rader, for adoption of Proposal No. 657, 1986, As Amended. Proposal No. 657, 1986, As Amended, was adopted on the following roll call vote; viz:

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

4 NOT VOTING: *Boyd, Crowe, Gilmer, Page*

Proposal No. 657, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 116, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 1986

A FISCAL ORDINANCE 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 Transportation General Fund for purposes of the Department of Transportation, Street Maintenance 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 Transportation, Street Maintenance Division, to meet payroll obligations required by hiring additional drivers for street maintenance during the balance of 1986.

SECTION 2. The sum of One Hundred Fifty Thousand Dollars (\$150,000) 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 TRANSPORTATION</u> <u>STREET MAINTENANCE DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	\$150,000
TOTAL INCREASE	\$150,000

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

<u>DEPARTMENT OF TRANSPORTATION</u> <u>STREET MAINTENANCE DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
3. Other Services & Charges	\$150,000
TOTAL REDUCTION	\$150,000

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

PROPOSAL NO. 658, 1986. This proposal amends the Code by establishing parking prohibited regulations for Monument Circle. Councillor McGrath stated that the Transportation Committee on November 5, 1986, recommended Proposal No. 658, 1986, To Be Stricken by a 5-1 vote.

Councillor Williams, sponsor of Proposal No. 658, explained that the Transportation Committee heard "compelling testimony" regarding the proposed parking prohibited regulations for Monument Circle. It was Councillor Williams' opinion that if parking is to be allowed on the Circle, then parking meters should be installed so that some revenue could be collected.

The President ruled that the Ayes carried on the Committee's recommendation to Strike Proposal No. 658, 1986.

ANNOUNCEMENTS AND ADJOURNMENTS

Councillor Borst announced that the Metropolitan Development Committee would meet on Wednesday, November 12, 1986, at 4:00 p.m. in Room 242 of the City-County Building. One item of discussion would be that of appointing M. D. Mike Higbee as the new Director of the Department of Metropolitan Development.

President SerVaas reminded members of the Council that there were numerous items listed under the Pending category of the Council agenda. He urged Councillors to examine proposals under this category to see if there were items that could be stricken in an effort to alleviate the agenda.

There being no further business, upon motion duly made and seconded the meeting adjourned at 7:10 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 10th day of November, 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)