

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

**REGULAR MEETINGS
MONDAY, DECEMBER 9, 1991**

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, December 9, 1991, with Councillor SerVaas presiding.

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

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West, Williams
2 ABSENT: Coughenour, Shaw

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Strader introduced her husband, Stanley Strader. Councillor Clark introduced his wife, Marianne, and his family.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

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, December 9, 1991, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

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

November 25, 1991

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 Wednesday, November 27, 1991, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 589, 592, 593, 594 and 595, 1991, to be held on Monday, December 9, 1991, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

December 4, 1991

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. 79, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional One Million Eight Hundred Ninety Thousand Dollars (\$1,890,000) in the City General Fund for purposes of the Department of Administration Finance Division and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 80, 1991, approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, and the Firemen's Pension Fund during the period January 1, 1992 through December 31, 1992 in anticipation of current taxes levied in the year of 1991 and collectible in the year of 1992 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging of said Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

FISCAL ORDINANCE NO. 81, 1991, authorizing the issuance and sale to the Indianapolis Local Improvement Bond Bank of the City of Indianapolis Park District Note, Series 1991A, in a principal amount not to exceed Three Million Five Hundred Thousand Dollars for the purpose of procuring funds to refund the City of Indianapolis Park District Note, Series 1990A, and appropriating the proceeds of a note of the Park District of the City of Indianapolis, Indiana, in an amount not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000).

FISCAL ORDINANCE NO. 82, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Twenty-three Thousand Two Hundred Eighty-three

December 9, 1991

Dollars (\$23,283) in the State & Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

FISCAL ORDINANCE NO. 83, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Forty-seven Thousand One Hundred Eighty-nine Dollars (\$47,189) in the State & Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

FISCAL ORDINANCE NO. 84, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Forty-nine Thousand Nine Hundred Thirty-six Dollars (\$49,936) in the State & Federal Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

FISCAL ORDINANCE NO. 85, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Six Thousand Two Hundred Twenty-two Dollars (\$6,222) in the County General Fund for purposes of the Superior Court Criminal Division, Room 6 and reducing certain other appropriations for that Court.

FISCAL ORDINANCE NO. 86, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Twenty-one Thousand Dollars (\$21,000) in the County Extradition Fund for purposes of the County Sheriff and reducing certain other appropriations for that Department.

FISCAL ORDINANCE NO. 87, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Two Thousand Dollars (\$2,000) in the County General Fund for purposes of the Superior Court, Civil Division, Room 3 and reducing certain other appropriations for that Court.

GENERAL ORDINANCE NO. 131, 1991, amending the Section of the Code dealing with the establishment of rates and charges for the use of the sewer system.

GENERAL ORDINANCE NO. 132, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 133, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 134, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

GENERAL RESOLUTION NO. 10, 1991, approving the schedule of charges for the care and maintenance of patients or residents of the Marion County Healthcare Center.

SPECIAL RESOLUTION NO. 99, 1991, concerning the Korean War and the Chosin Reservoir Battle.

SPECIAL RESOLUTION NO. 100, 1991, recognizing Marjorie F. Nackenhorst.

SPECIAL RESOLUTION NO. 101, 1991, recognizing Warren Township Tactical 43 Extrication Team.

SPECIAL RESOLUTION NO. 102, 1991, concerning the Fiftieth Anniversary of Pearl Harbor.

SPECIAL RESOLUTION NO. 103, 1991, authorizing the lease of office space for the Marion County Superior Court, Criminal Division, Probation Department.

SPECIAL RESOLUTION NO. 104, 1991, approving the leasing of certain real estate of the Department of Parks and Recreation.

SPECIAL RESOLUTION NO. 105, 1991, to establish a cash change fund in the amount of One Hundred Dollars (\$100.00) to be placed in the custody of the Administrator of the Animal Control Division for use in operating the Animal Control Facility.

Respectfully,
s/William H. Hudnut, III
William H. Hudnut, III

December 4, 1991

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies & 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:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1991, amending the Solid Waste Collection Special Service District Annual Budget for 1991 (Solid Waste collection Special Service District Fiscal Ordinance No. 1, 1990) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Solid Waste collection Special Service District Fund for Purposes of the Department of Public Works Solid Waste Collection Special Service District and reducing certain other appropriations for that District.

Respectfully,
s/William H. Hudnut, III
William H. Hudnut, III

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of November 25, 1991. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

The President introduced the following retiring Councillors and gave a brief sketch of their public service activities: Richard F. Clark, Dwight L. Cottingham, Harold Hawkins, Holley M. Holmes, Ray R. Irvin, David P. McGrath, Beverly Mukes-Gaither, John Solenberg and Diana V. Strader. Julius F. Shaw was absent. The President asked for consent to vote on the ten honoring special resolutions together. Consent was given.

PROPOSAL NOS. 637, 638, 639, 640, 641, 642, 643, 644, 645 and 646, 1991. PROPOSAL NO. 637, 1991. This proposal recognizes the public service of Councillor Richard F. Clark. PROPOSAL NO. 638, 1991. This proposal recognizes the public service of Councillor Dwight L. Cottingham. PROPOSAL NO. 639, 1991. This proposal recognizes the public service of Councillor Harold Hawkins. PROPOSAL NO. 640, 1991. This proposal recognizes the public service of Councillor Holley M. Holmes. PROPOSAL NO. 641, 1991. This proposal recognizes the public service of Councillor Ray R. Irvin. PROPOSAL NO. 642, 1991. This proposal recognizes the public service of Councillor David P. McGrath. PROPOSAL NO. 643, 1991. This proposal recognizes the public service of Councillor Beverly Mukes-Gaither. PROPOSAL NO. 644, 1991. This proposal recognizes the public service of Councillor Julius F. Shaw. PROPOSAL NO. 645, 1991. This proposal recognizes the public service of Councillor John Solenberg. PROPOSAL NO. 646, 1991. This proposal recognizes the public service of Councillor Diana V. Strader. Councillors West and Boyd presented framed documents to the retiring Councillors. Councillor West moved,

December 9, 1991

seconded by Councillor Boyd, for adoption. Proposal Nos. 637, 638, 639, 640, 641, 642, 643, 644, 645 and 646, 1991, 1991 were adopted by unanimous voice vote.

Councillor Clark spoke on behalf of all of the retiring Councillors and expressed appreciation for the recognition.

Proposal No. 637, 1991 was retitled SPECIAL RESOLUTION NO. 108, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 108, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor Richard F. Clark.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Richard F. Clark has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1972 through 1991; and

WHEREAS, Councillor Clark served as Majority Leader, Municipal Corporations Committee Chairman, as an active member of the Parks and Recreation Committee and in many other important posts; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the twenty (20) years of dedicated service given by Councillor Richard F. Clark as a member of the Council.

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Clark, and encourages his continued active participation in the life of this community.

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. 638, 1991 was retitled SPECIAL RESOLUTION NO. 109, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 109, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor Dwight L. Cottingham.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Dwight L. Cottingham has, with integrity and sincerity, served his constituents and the people of Indianapolis well during interrupted terms from 1967 through 1991; and

WHEREAS, Councillor Cottingham served as Chairman of the County and Townships Committee, as a valued member of the Public Works and Rules and Public Policy Committees and in many other important posts; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the twenty-one (21) years of dedicated service given by Councillor Dwight L. Cottingham as a member of the Council.

Journal of the City-County Council

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Cottingham, and encourages his continued active participation in the life of this community.

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. 639, 1991 was retitled SPECIAL RESOLUTION NO. 110, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 110, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor Harold Hawkins.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Harold Hawkins has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1972 through 1991; and

WHEREAS, Councillor Hawkins served on several Committees including the Administration, County and Townships, Public Safety and Criminal Justice, and many other important posts; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the twenty (20) years of dedicated service given by Councillor Harold Hawkins as a member of the Council.

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Hawkins, and encourages his continued active participation in the life of this community.

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. 640, 1991 was retitled SPECIAL RESOLUTION NO. 111, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 111, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor Holley M. Holmes.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Holley M. Holmes has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1980 through 1991; and

WHEREAS, Councillor Holmes served as Chairman of the Parks and Recreation Committee, served on the County and Townships and on the Public Safety and Criminal Justice Committees, and chaired the Special Fleet Management Study Committee; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the twelve (12) years of dedicated service given by Councillor Holley M. Holmes as a member of the Council.

December 9, 1991

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Holmes, and encourages his continued active participation in the life of this community.

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. 641, 1991 was retitled SPECIAL RESOLUTION NO. 112, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 112, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor Ray R. Irvin.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Ray R. Irvin has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1988 through 1991; and

WHEREAS, Councillor Irvin served on the Public Safety and Criminal Justice, Metropolitan Development and Parks and Recreation Committees, and was an active advocate for his neighborhoods and for a cleaner natural environment; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the four (4) years of dedicated service given by Councillor Ray R. Irvin as a member of the Council.

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Irvin, and encourages his continued active participation in the life of this community.

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. 642, 1991 was retitled SPECIAL RESOLUTION NO. 113, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 113, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor David P. McGrath.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor David P. McGrath has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1977 through 1991; and

WHEREAS, Councillor McGrath served as Chairman of the Rules and Public Policy Committee, as a member of the Administration and Transportation Committees, and in many other important posts; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the fifteen (15) years of dedicated service given by Councillor David P. McGrath as a member of the Council.

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor McGrath, and encourages his continued active participation in the life of this community.

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. 643, 1991 was retitled SPECIAL RESOLUTION NO. 114, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 114, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor Beverly Mukes-Gaither.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Beverly Mukes-Gaither has, with integrity and sincerity, served the people of Indianapolis well as an At-Large Councillor from 1988 through 1991; and

WHEREAS, Councillor Mukes-Gaither served on the Community Affairs, Economic Development, Metropolitan Development and Municipal Corporations Committees, as well as other important Council responsibilities; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the four (4) years of dedicated service given by Councillor Beverly Mukes-Gaither as a member of the Council.

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Mukes-Gaither, and encourages her continued active participation in the life of this community.

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. 644, 1991 was retitled SPECIAL RESOLUTION NO. 115, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 115, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor Julius F. Shaw.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Julius F. Shaw has, with integrity and sincerity, served the people of Indianapolis well as an At-Large Councillor from 1984 through 1991; and

WHEREAS, Councillor Shaw served on the important Public Safety and Criminal Justice, Administration and Municipal Corporations Committees; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the eight (8) years of dedicated service given by Councillor Julius F. Shaw as a member of the Council.

December 9, 1991

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Shaw, and encourages his continued active participation in the life of this community.

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. 645, 1991 was retitled SPECIAL RESOLUTION NO. 116, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 116, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor John Solenberg.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor John Solenberg has, with integrity and sincerity, served his constituents and the people of Indianapolis well from 1988 through 1991; and

WHEREAS, Councillor Solenberg served on the Council's Transportation, Metropolitan Development and Municipal Corporations Committees; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the four (4) years of dedicated service given by Councillor John Solenberg as a member of the Council.

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Solenberg, and encourages his continued active participation in the life of this community.

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. 646, 1991 was retitled SPECIAL RESOLUTION NO. 117, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 117, 1991

A SPECIAL RESOLUTION recognizing the public service of Councillor Diana V. Strader.

WHEREAS, maintaining a democracy rests upon the willingness of responsible citizens who voluntarily and actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy represents one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Diana V. Strader has, with integrity and sincerity, served her constituents and the people of Indianapolis well throughout 1991; and

WHEREAS, Councillor Strader served on the Council's Transportation, Community Affairs and Metropolitan Development Committees with dedication; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the dedicated service given by Councillor Diana V. Strader as a member of the Council.

SECTION 2. The Council, on behalf of the citizens of Indianapolis, extends its appreciation and gratitude to Councillor Strader, and encourages her continued active participation in the life of this community.

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. 649, 1991. This proposal, sponsored by President SerVaas, recognizes Mayor William H. Hudnut, III, who after sixteen years is retiring as Mayor of Indianapolis. The President read the resolution and presented a framed document to Mayor Hudnut, who expressed appreciation for the recognition. Mrs. Hudnut was also present. The President moved, seconded by Councillor West, for adoption. Proposal No. 649, 1991 was adopted by unanimous voice vote.

Proposal No. 649, 1991 was retitled SPECIAL RESOLUTION NO. 120, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 120, 1991

A SPECIAL RESOLUTION recognizing Mayor William H. Hudnut, III.

WHEREAS, William H. Hudnut, III was Mayor of Indianapolis for an unprecedented sixteen (16) years from 1976 through 1991; and

WHEREAS, during his term, Mayor Hudnut cast a large shadow throughout the city with his physical size and his tireless energy, creating the "Hudnut Hook" environmental awareness campaign, being the world's tallest St. Patrick's Day parade leprechaun, playing with children in water from a fire hydrant on a hot summer day, helping the city cope with the Blizzard of 1978, appearing regularly on radio call-in shows, and camping with teenagers during Indianapolis Youth City; and

WHEREAS, during the Hudnut Years, Indianapolis witnessed horse drawn carriages clapping upon decorative downtown brick streets, historic Union Station revitalized, Mayflower moving vans delivering an NFL team's belongings to a new Hoosier Dome, 100,000 jobs created, 230 major sporting events in the city, a new zoo for the people to enjoy and a new waste-to-energy facility which recycles trash into heat for buildings; and

WHEREAS, several major corporations elected Indianapolis as the city of choice for new and expanding facilities, and an economically stagnant downtown area was razed to make room for a vibrant Circle Centre Mall; and

WHEREAS, the greatest legacy of Mayor Hudnut has been the transformation of the city's spirit into one of vision and positive attitude, and as a city where people can relate to with pride; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes and thanks Mayor William H. Hudnut, III for his sixteen (16) years of service to the people of Indianapolis.

SECTION 2. The Council wishes Mayor Hudnut and his wife Beverly the best of health and happiness in the years to come.

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

PROPOSAL NO. 635, 1991. This proposal, sponsored by Councillors McGrath and Gilmer, recognizes James H. Cox. Councillor McGrath read the resolution and presented a framed document to Mr. Cox, who expressed appreciation for the recognition. Mr. Cox's wife and family were present. Councillor McGrath moved, seconded by Councillor Gilmer, for adoption. Proposal No. 635, 1991 was adopted by unanimous voice vote.

December 9, 1991

Proposal No. 635, 1991 was retitled SPECIAL RESOLUTION NO. 106, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 106, 1991

A SPECIAL RESOLUTION recognizing James H. Cox.

WHEREAS, James H. Cox graduated from Purdue University in 1950 and has been a transportation professional serving the motorists of Indiana for the past thirty-six years; and

WHEREAS, Mr. Cox served the State of Indiana for fifteen years as a transportation engineer, assisted in planning Indiana's interstate highway system, and served as the District Traffic Engineer for the state's Greenfield District; and

WHEREAS, during the past twenty-one years he has served as the Chief Traffic Engineer of the Indianapolis Department of Transportation, and will be retiring at the end of 1991; and

WHEREAS, Mr. Cox has served as secretary of the Indianapolis Regional Transportation Council since 1970, has been a member of the Institute of Transportation Engineers, including being President of its Indiana Section; and

WHEREAS, Mr. Cox has also been active in the community, including Woodland Springs Christian Church and the United Way; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes and commends James H. Cox for his thirty-six years of traffic engineering professionalism in serving the motoring public of Indiana and Indianapolis.

SECTION 2. The Council wishes the best of happiness and good health to James Cox in his retirement years, and extends its best wishes to his wife Betty, to their three children and to their four grandchildren.

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. 636, 1991. This proposal, sponsored by Councillors O'Dell and Holmes, recognizes Arthur Franz Strong. Councillor O'Dell read the resolution and presented a framed document to Mr. Strong, who expressed appreciation for the recognition. Also present were Mr. Strong's wife and family and many employees of the Department of Parks. Councillor O'Dell moved, seconded by Councillor Holmes, for adoption. Proposal No. 636, 1991 was adopted by unanimous voice vote.

Councillor Howard expressed his gratitude to Art Strong and the Parks Department staff for their help with his projects. Councillors Holmes and Gilmer both commended Mr. Strong on his performance as Director of the Parks Department. Councillor Clark expressed his appreciation to Mr. Strong for constructing parks on the southeast side of Marion County.

Mark Bowell, Department of Parks, presented Mr. Strong with the Parks Department Friendship Trophy.

Proposal No. 636, 1991 was retitled SPECIAL RESOLUTION NO. 107, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 107, 1991

A SPECIAL RESOLUTION recognizing Franz Arthur Strong.

WHEREAS, Franz Arthur "Art" Strong worked his way up through the ranks of the Indianapolis Department of Parks and Recreation, beginning in 1969 as Superintendent of Recreation, 1975 as Deputy Director, 1976 as Administrator of Eagle Creek Park and since 1980 as the department's Director; and

WHEREAS, the Elkhart, Indiana, native and Purdue University graduate was a founder of the Indianapolis-Scarborough Peace Games, helped organize the Mayor's Physical Fitness Council and the Mayor's Bicycle Task Force, was on the Organizing Committee of the 1982 National Sports Festival and the 1987 Pan American Games, and helped create the Eagle Creek Advisory Committee and that park's Foundation; and

WHEREAS, as Parks and Recreation Director, Art Strong was instrumental in the public-private partnership development of the Major Taylor Velodrome, the Indianapolis Soccer Center and Kuntz Stadium, the olympic sports facilities at Eagle Creek Park, and has been involved with the Indiana Sports Corporation, the Indianapolis Zoo and the Indianapolis Indians; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes and thanks Franz Arthur Strong for his nearly quarter century of dedicated work within the Indianapolis Department of Parks and Recreation.

SECTION 2. During those many years Art Strong and his dedicated staff and Parks Department Board have offered the community's citizens free, low cost and wholesome recreation, enjoyable family experiences and memories, education, sports and natural beauty opportunities to everyone in an impartial non-commercialized manner.

SECTION 3. The Council wishes Art Strong, his wife Retia, and their two sons the best of health and happiness in the future.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

PROPOSAL NO. 647, 1991. This proposal approves a schedule of regular council meetings for the year 1992. The President asked for a voice vote on this proposal. Proposal No. 647, 1991 was adopted by a unanimous voice vote.

Proposal No. 647, 1991 was retitled COUNCIL RESOLUTION NO. 60, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 60, 1991

A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1992.

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

SECTION 1. The City-County Council hereby approves the following schedule of regular meetings for the year 1992:

- | | |
|------------------------------|--------------------------------|
| 1) Monday, January 06, 1992 | 12) Monday, July 20, 1992 |
| 2) Monday, January 27, 1992 | 13) Monday, August 03, 1992 |
| 3) Monday, February 10, 1992 | 14) Monday, August 24, 1992 |
| 4) Monday, February 24, 1992 | 15) Tuesday, September 8, 1992 |
| 5) Monday, March 16, 1992 | 16) Monday, September 21, 1992 |
| 6) Monday, April 06, 1992 | 17) Monday, October 12, 1992 |
| 7) Monday, April 27, 1992 | 18) Monday, October 26, 1992 |
| 8) Monday, May 11, 1992 | 19) Monday, November 09, 1992 |
| 9) Tuesday, May 26, 1992 | 20) Monday, November 23, 1992 |
| 10) Monday, June 08, 1992 | 21) Monday, December 14, 1992 |
| 11) Monday, June 22, 1992 | |

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

PROPOSAL NO. 648, 1991. This proposal, sponsored by Councillor Irvin, extends and makes permanent the White River Improvement Task Force. Councillor Irvin read the resolution. Councillor Irvin moved, seconded by Councillor Howard, for adoption. Proposal No. 648, 1991 was adopted by unanimous voice vote.

Proposal No. 648, 1991 was retitled SPECIAL RESOLUTION NO. 119, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 119, 1991

A SPECIAL RESOLUTION extending and making permanent the White River Improvement Task Force, changing the name of the Task Force to the White River Greenway Development Committee, and providing that Task Force members continue to serve until their successors are appointed.

WHEREAS, City-County Special Resolution No. 36, 1990 (Proposal No. 301, 1990) established the White River Improvement Task Force; and

WHEREAS, the Task Force has developed a strategic plan for a linear park/greenway corridor along the 31.4 miles of the White River which flows through Marion County and has identified funding mechanisms for implementing this plan; and

WHEREAS, implementation of the strategic plan for a White River linear park/greenway corridor will benefit the citizens of Marion County by restoring and maintaining the river's natural beauty thereby transforming the White River into a stronger asset for the community; and

WHEREAS, in order to implement the strategic plan, the City-County Council desires that the task force be extended and become permanent; now, therefore:

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

SECTION 1. The City-County Council hereby extends and makes permanent the White River Improvement Task Force established by City-County Special Resolution No. 36, 1990 (Proposal No. 301, 1990).

SECTION 2. The Task Force is charged with implementing the strategic plan for a White River linear park/greenway corridor and operation and maintenance of the corridor.

SECTION 3. The Indianapolis Department of Public Works, Department of Metropolitan Development and Department of Parks and Recreation shall continue to provide staffing assistance to the Task Force.

SECTION 4. The current Task Force members shall continue to serve until their successors are appointed as provided by Section 3 of City-County Special Resolution No. 36, 1990.

SECTION 5. The name of the Task Force shall be changed to the White River Greenway Development Committee.

SECTION 6. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 7. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 592, 1991. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 592, 1991 on December 3, 1991. The proposal, sponsored by all the Councillors, ratifies a project agreement entered into by the City, State, Airport Authority and United Airlines; and approves and authorizes certain actions associated with the financing of the City's commitments under such agreement. Councillor Borst said that this proposal is the final step in bringing the United Airlines maintenance facility to Indianapolis. It ratifies the project agreement under which the City will provide \$111.5 million in cash and \$130 million in tax breaks to United Airlines. Councillor Borst reported that one of the main reasons United chose Indianapolis was because of the quality of life

in Indianapolis. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Borst moved, seconded by Councillor West, to amend Proposal No. 592, 1991, as amended, by filling in the blank in Section 5 (b) with the number of the Metropolitan Development Commission Resolution, which is 91-237. This motion passed by unanimous voice vote.

The President called for public testimony at 8:25 p.m. There being no one present to testify, the President called for the vote. Proposal No. 592, 1991, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West, Williams

0 NAYS:

2 NOT VOTING: Hawkins, Rhodes

2 NOT PRESENT: Coughenour, Shaw

Councillor Rhodes asked for consent to explain his vote. Consent was given. Councillor Rhodes stated that he supports the proposal but abstained due to a possible conflict of interest.

Councillor Howard voiced his gratitude to Mayor Hudnut, the Director of the Department of Metropolitan Development, Mike Higbee, Governor Evan Bayh and his staff for incorporating the affirmative action program into the United Airlines agreement.

Councillor Boyd stated his enthusiasm for this project but said that there are decisions still to be made relating to this ordinance. He applauded the efforts of the Mayor's Office, the Governor's Office and the Department of Metropolitan Development.

Mayor Hudnut said that he was grateful for this bipartisan vote, and said that it sends a positive message to United Airlines. He thanked the negotiating team for the outstanding job that they did and expressed gratitude to all the Councillors and particularly Councillors Borst, SerVaas, West and Boyd.

Proposal No. 592, 1991 was retitled SPECIAL ORDINANCE NO. 15, 1991 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 15, 1991

A SPECIAL ORDINANCE ratifying a project agreement entered into by the City of Indianapolis, the State of Indiana, the Indianapolis Airport Authority and United Airlines, Inc.; approving the expansion of the Airport Industrial Economic Development Area; approving the execution of a lease between the Metropolitan Development Commission and the Marion County Convention and Recreational Facilities Authority of a property interest in a facility to be constructed, acquired and equipped in the airport development zone by United Airlines, Inc. and the Indianapolis Airport Authority; approving the issuance of bonds by the Facilities Authority to finance such property interest; pledging the City's and Marion County's respective distributive shares of the Marion County Option Income Tax, and dedicating new airport-related revenues to be paid to the City by the Airport Authority, to the payment of lease rentals by the Metropolitan Development Commission; expressing its current intent to consider annual appropriations to debt service reserve funds of The Indianapolis Local Public Improvement Bond Bank; and related matters associated therewith.

WHEREAS, the City of Indianapolis (the "City") has by action of the Mayor executed a project agreement (the "Project Agreement") concerning the location at Indianapolis International Airport (the "Airport Authority") of a major Maintenance and Operation Center (the "MOC-II Facility") by United Airlines, Inc. ("United");

December 9, 1991

WHEREAS, the MOC-II Facility is expected to be a 3 million square foot, billion dollar building, which is expected to employ, by 2004, 6,300 people at an average annual wage of \$45,000;

WHEREAS, the projected annual payroll at the MOC-II Facility of \$283,000,000 is predicted to stimulate over \$450,000,000 of annual local economic activity;

WHEREAS, economic studies have projected that three additional jobs will be created for each job at the MOC-II Facility, creating another 18,000 to 20,000 new jobs;

WHEREAS, the MOC-II Facility is expected to create 12,600 construction jobs, with \$215,000,000 anticipated in construction wages;

WHEREAS, the construction of the MOC-II Facility is expected to generate nearly \$250,000,000 in local material purchases for construction and \$300,000,000 in annual local expenditures;

WHEREAS, a study has projected that the 15 year economic impact of the MOC-II Facility is almost \$12 billion, which is \$100 of economic activity for each dollar of City investment;

WHEREAS, the location of the MOC-II Facility in the City will compensate for the loss of jobs in traditional manufacturing industries;

WHEREAS, the Project Agreement contains innovative protections for the units of government which are offering incentives to United, protections which have not been included in other similar project agreements in Indiana, and which protections include assurances of future United investment and employment;

WHEREAS, if the assurances made by United in the Project Agreement are not met, United is responsible for reimbursing the governments involved, including the City;

WHEREAS, as a result of the Project Agreement, the City must complete a financing in order to provide its share of funds pursuant to incentives offered to United;

WHEREAS, the anticipated financing for the City's incentives under the Project Agreement will be a lease financing of a property interest in the MOC-II Facility (the "Project") and, as a result, no lease rentals will be due until completion of the Project, currently expected to be in the last two quarters of 1994;

WHEREAS, the City has no intention of raising taxes to make the required lease rental payments;

WHEREAS, the City has no intention of cutting services in order to fund the lease rental payments;

WHEREAS, the City has no intention of reducing or disturbing in any way the homestead credits currently available in Marion County (the "County") in order to fund the lease rental payments;

WHEREAS, the City has no intention of disrupting the current funding for police officers and fire fighters operations and pensions;

WHEREAS, the City intends to use a creative funding approach to identify revenue sources to actually pay the lease rentals without using the Marion County Option Income Tax ("COIT") for such purpose;

WHEREAS, the City's creative funding approach will include considering new airport area related revenues, new revenues from the Expansion Area (as defined below), savings from possible refinancing of existing City debt, and proceeds from the sale of assets;

WHEREAS, the City intends to substitute those revenues for COIT in order to fund these lease rentals;

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission"), acting pursuant to certain provisions of IC 8-22-3.5, 36-7-15.1, IC 36-7-15.3 and IC 36-7-25 (collectively the "Act") and pursuant to its Airport Industrial Economic Development Area Declaratory Resolution, Resolution No. 90-281, (adopted December 5, 1990) and its Confirmatory Resolution, Resolution No. 90-283, (approved December 19, 1990) has heretofore declared a certain geographical area within the Redevelopment District of the City, (the "Redevelopment District") as an economic development area, designating such area as the Airport Industrial Economic Development Area (the "Existing Area"), adopting an economic development plan for that area known as the Airport Industrial Economic Development Area Plan and establishing within the Existing Area an allocation area for the purpose of distribution and allocation of property taxes, the boundaries of which allocation area are coterminous with the boundaries of the Existing Area;

Journal of the City-County Council

WHEREAS, the City-County Council of Indianapolis and of Marion County (the "City-County Council") approved the creation of the Existing Area;

WHEREAS, the Commission, acting pursuant to the Act and its Declaratory Resolution No. 91-220 (adopted November 6, 1991) and its Confirmatory Resolution No. 91-232 (approved November 20, 1991), has declared a certain geographical area contiguous with the Existing Area in the Redevelopment District as an economic development area to be known as the Airport Industrial Economic Development Expansion Area (the "Expansion Area"), establishing within the Expansion Area an allocation area for the purpose of distribution and allocation of property taxes, the boundaries of which allocation area are coterminous with the boundaries of the Expansion Area, and adopting an economic development plan for the Expansion Area and the Existing Area (the "Amended Plan");

WHEREAS, the Commission has also designated an area within the jurisdiction of the Airport Authority as an airport development zone (the "Airport Development Zone") for the purpose of attracting the MOC-II Facility to the City so that property taxes on tangible personal property in Airport Development Zone ("ADZ TIF") will be allocated and distributed as provided in the Act to the Airport Authority to finance a separate property interest in the MOC-II Facility (the "TIF Project");

WHEREAS, the Act requires that the City-County Council approve the creation of the Expansion Area and irrevocably pledge the ADZ TIF to the Airport Authority to pay principal and interest on revenue bonds of the Airport Authority issued to finance the TIF Project (the "Airport Authority Bonds");

WHEREAS, the City-County Council has reviewed the Declaratory Resolution, the Confirmatory Resolution and the Amended Plan;

WHEREAS, the Commission did by resolution incorporated herein by reference approve the execution of a lease the substantially final form of which is incorporated herein by reference (the "Lease") with the Marion County Convention and Recreational Facilities Authority (the "Redevelopment Authority") of the Project to be constructed, acquired and equipped in the Expansion Area by the Airport Authority and United;

WHEREAS, the Redevelopment Authority has been created under IC 36-10-9.1, and is acting pursuant to its authority under IC 36-7-15.3 for public purposes, including financing, constructing and leasing improvements such as the Project to the Commission;

WHEREAS, the Project is a local public improvement under the Act;

WHEREAS, the Marion County Income Tax Council has imposed COIT under IC 6-3.5-6 at an annual rate of seven tenths of 1% on the adjusted gross income of County taxpayers;

WHEREAS, the City and the County are recipients of distributive shares of the COIT;

WHEREAS, in order to provide funds for the Commission to pay lease rentals due under the Lease, the City and the County desire to pledge their respective distributive shares of the COIT (the "COIT Revenues"), and to dedicate any new revenues paid to the City by the Airport Authority, in an amount sufficient to pay rentals due under the Lease to the Commission;

WHEREAS, neither the County nor the City has otherwise pledged or encumbered the COIT Revenues;

WHEREAS, the City-County Council recognizes that The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") is proceeding with the sale of its bonds (the "Bond Bank Bonds") pursuant to IC 5-1.4 to provide proceeds to purchase the obligations of the Airport Authority to finance the TIF Project, which Airport Authority bonds are payable from the ADZ TIF;

WHEREAS, the City-County Council recognizes the possibility that the Bond Bank will establish a debt service reserve fund to provide investors in the Bond Bank Bonds with security for the repayment of the Bond Bank Bonds; and

WHEREAS, the City-County Council understands that the aforementioned IC 5-1.4 provides that the City-County Council may annually appropriate to the Bond Bank for a deposit in such a debt service reserve fund the sum, certified by the Chairman of the Board of the Bond Bank to the City-County Council, that is necessary to restore that debt service reserve fund to an amount equal to the required balance for the debt service reserve and that this statute requires that the Chairman annually, before December 1 of each year, make and deliver to the City-County Council a certificate stating the sum required to restore the debt service reserve fund to that amount;

December 9, 1991

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

SECTION 1. The City-County Council hereby ratifies the Project Agreement, dated November 22, 1991, among the City, the State of Indiana, the Airport Authority, and United, and the execution thereof on behalf of the City by the Mayor.

SECTION 2. The City-County Council finds that the execution of the Project Agreement is in the best interests of the City and its residents, and further finds that the terms of the Project Agreement are fair and reasonable.

SECTION 3. The City-County Council requests the current and incoming administrations to explore all possible sources of revenue that are reasonable, feasible and desirable to fund the City's obligations relating to the Project Agreement.

SECTION 4. The City-County Council hereby finds and determines that it will be in the best interests of the City to establish the Expansion Area as described in the Declaratory Resolution No. 91-220, which is incorporated herein by reference. The establishment of an economic development area and an allocation area in the area known as the Airport Industrial Economic Development Expansion Area, as described in the Declaratory Resolution No. 91-220, and the Amended Plan are hereby approved.

SECTION 5. (a) The City-County Council hereby finds that the execution of the Lease is necessary and wise and is for the Project, which Project will help promote economic development in the Expansion Area and the Existing Area, will provide services that will serve a public purpose of the City and is in the best interests of the City's residents, and further finds that the lease rentals provided for in the Lease are fair and reasonable.

(b) The execution of the Lease, as more particularly described in Resolution No. 91-237 of the Commission, is hereby approved.

(c) Providing for the financing, constructing, and equipping of the Project by the Redevelopment Authority and the leasing of that Project to the Commission is in the public interest of the citizens of this City and is a proper public purpose for which this City-County Council agrees to cooperate with the Redevelopment Authority to assist in fulfilling the requirements of all agencies of the federal, state and local governments.

SECTION 6. (a) The City-County Council finds that it is in the best interests of the City and the County and their residents to irrevocably pledge, and hereby irrevocably pledges, the COIT Revenues, and dedicates new revenues paid to the City by the Airport Authority, to the Commission to pay rentals due under the Lease.

(b) The City-County Council represents and warrants that there are no prior liens, encumbrances or other restrictions on the COIT Revenues or on the City's or the County's respective ability to pledge the COIT Revenues.

(c) The City-County Council hereby irrevocably covenants that it will not take any action to repeal or rescind the COIT or the pledge of COIT Revenues to the Commission so long as the Commission owes any rentals under the Lease or as long as any of the bonds of the Redevelopment Authority payable from lease rentals of the Commission are outstanding.

SECTION 7. (a) The City-County Council hereby recognizes its authority under IC 5-1.4-5-4 to annually appropriate a sum to the Bond Bank for deposit in one or more debt service reserve funds. The sum, certified by the Chairman of the Board of the Bond Bank to the City-County Council, shall be the amount necessary to restore the debt service reserve fund to an amount equal to the debt service reserve. Such certification must be made annually before December 1.

(b) The City-County Council hereby expresses its current intent to consider such annual appropriations if the Chairman of the Board of the Bond Bank should find it necessary to make a certification under IC 5-1.4-5-4(a).

(c) The City-County Council further recognizes that nothing contained in IC 5-1.4-5-4 creates a debt or liability of the City to make any appropriations for such purpose and nothing in this ordinance shall be construed as a covenant to make any such appropriation or to create a debt or liability of the City.

(d) The City-County Council finds that it is in the best interest of the City and its residents to irrevocably pledge, and hereby irrevocably pledges, the ADZ TIF to the Airport Authority to pay principal and interest on the Airport Authority Bonds.

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

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 629, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 629, 1991 on December 4, 1991. The proposal amends Special Resolution No. 84, 1991 by extending the expiration date on the inducement resolution for Meadows Revival, Inc. to June 30, 1992. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 629, 1991 was adopted on the following roll call vote; viz:

18 YEAS: Boyd, Brooks, Clark, Cottingham, Curry, Giffin, Gilmer, Holmes, Howard, McGrath, Mukes-Gaither, O'Dell, Rhodes, Schneider, SerVaas, Strader, West, Williams

0 NAYS:

9 NOT VOTING: Borst, Dowden, Golc, Hawkins, Irvin, Jones, Moriarty, Ruhmkorff, Solenberg

2 NOT PRESENT: Coughenour, Shaw

Councillor Solenberg asked for consent to explain his vote. Consent was given. Councillor Solenberg stated that he abstained due to a possible conflict of interest.

Proposal No. 629, 1991 was retitled SPECIAL RESOLUTION NO. 121, 1991 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 121, 1991

A SPECIAL RESOLUTION AMENDING City-County Special Resolution No. 84, 1990, 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 IC 36-7-11.9 and IC 36-7-12 (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. 84, 1990, 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 Meadows Revival, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1991 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had 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 OF 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 December 31, 1991 contained therein and replacing said date with the date of June 30, 1992.

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. 630, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 630, 1991 on December 4, 1991. The proposal amends Special Resolution No. 72, 1990 by extending the expiration date on the inducement resolution for Homeward Partners, Inc. to June 30, 1992. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Mukes-Gaither, for adoption. Proposal No. 630, 1991 was adopted on the following roll call vote; viz:

19 YEAS: Borst, Boyd, Brooks, Clark, Curry, Giffin, Gilmer, Holmes, Howard, McGrath, Mukes-Gaither, O'Dell, Rhodes, Schneider, SerVaas, Solenberg, Strader, West, Williams

0 NAYS:

8 NOT VOTING: Cottingham, Dowden, Golc, Hawkins, Irvin, Jones, Moriarty, Ruhmkorff

2 NOT PRESENT: Coughenour, Shaw

Proposal No. 630, 1991 was retitled SPECIAL RESOLUTION NO. 122, 1991 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 122, 1991

A SPECIAL RESOLUTION AMENDING City-County Special Resolution No. 72, 1990, 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 IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1990, 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 Homeward Partners, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1991 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had 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 OF 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 December 31, 1991 contained therein and replacing said date with the date of June 30, 1992.

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. 631, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 631, 1991 on December 4, 1991. The proposal amends Special Resolution No. 43, 1991 to amend the inducement resolution for Meadows-Fall Creek Farms Company, Inc. to modify the name of the Applicant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 631, 1991 was adopted on the following roll call vote; viz:

19 YEAS: *Boyd, Brooks, Clark, Cottingham, Curry, Giffin, Gilmer, Holmes, Howard, McGrath, Mukes-Gaither, O'Dell, Rhodes, Schneider, SerVaas, Solenberg, Strader, West, Williams*

0 NAYS:

8 NOT VOTING: *Borst, Dowden, Golc, Hawkins, Irvin, Jones, Moriarty, Ruhmkorff*

2 NOT PRESENT: *Coughenour, Shaw*

Proposal No. 631, 1991 was retitled SPECIAL RESOLUTION NO. 123, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 123, 1991

A SPECIAL RESOLUTION amending City-County Special Resolution No. 43, 1991, 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 IC 36-6-11.9 and IC 36-7-12 (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. 43, 1991, 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 Meadows-Fall Creek Farms Company, Inc.; and

WHEREAS, Meadows-Fall Creek Farms Company, Inc. has requested that the name of the developer of the Project (as defined in the Resolution) be amended to read Meadow Farms Industries, Inc.; 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 finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by amending the name of the company to read Meadow Farms Industries, Inc. instead of Meadows-Fall Creek Farms Company, Inc.

SECTION 2. The City-County Council further finds, determined, 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. 632, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 632, 1991 on December 4, 1991. The proposal is a final bond ordinance authorizing the issuance of the City of Indianapolis Adjustable Rate Economic Development Revenue Bonds, Series 1991A, and City of Indianapolis Economic Development Revenue Bonds, Series 1991B, for the Hooverwood Project in the total maximum principal amount of \$6,000,000. The project is the renovation of an existing nursing facility and the construction of an addition to the facility located at 7001 Hooverwood Road. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Curry, for adoption. Proposal No. 632, 1991 was adopted on the following roll call vote; viz:

18 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Giffin, Gilmer, Holmes, Howard, McGrath, O'Dell, Rhodes, Schneider, Solenberg, Strader, West, Williams*

0 NAYS:

December 9, 1991

9 NOT VOTING: Dowden, Golc, Hawkins, Irvin, Jones, Moriarty, Mukes-Gaither, Ruhmkorff, SerVaas

2 NOT PRESENT: Coughenour, Shaw

Proposal No. 632, 1991 was retitled SPECIAL ORDINANCE NO. 16, 1991 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 16, 1991

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its Variable Rate Economic Development Revenue Bonds, Series 1991 A (Hooverwood Project) in the aggregate principal amount of Two Million Dollars (\$2,000,000) and its Fixed Rate Economic Development Revenue Bonds, Series 1991 B (Hooverwood Project) in the aggregate principal amount of Four Million Dollars (\$4,000,000), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition and construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") intends to issue its Variable Rate Economic Development Revenue Bonds, Series 1991 A (Hooverwood Project) in the aggregate principal amount of Two Million Dollars (\$2,000,000) (the "Series 1991 A Bonds") pursuant to a Series 1991 A Trust Indenture (the "Series 1991 A Indenture") dated as of December 1, 1991 between the Issuer and Fifth Third Bank of Central Indiana acting as Trustee (the "Trustee") in order to obtain funds to lend to Jewish Federation of Greater Indianapolis, Inc. (the "Company") pursuant to a Series 1991 A Loan Agreement, (the "Series 1991 A Loan Agreement") dated as of December 1, 1991 between the Issuer and the Company and intends to issue its Fixed Rate Economic Development Revenue Bonds, Series 1991 B (Hooverwood Project) in the aggregate principal amount of Four Million Dollars (\$4,000,000) (the "Series 1991 B Bonds") pursuant to a Series 1991 B Trust Indenture (the "Series 1991 B Indenture") dated as of December 1, 1991 between the Issuer and Fifth Third Bank of Central Indiana acting as Trustee (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Series 1991 B Loan Agreement (the "Series 1991 B Loan Agreement") dated as of December 1, 1991 between the Issuer and the Company for the purpose of financing or providing reimbursement for a portion of the cost of the acquisition, renovation, construction, installation and equipping of certain economic development facilities, said economic development facilities consist of the renovation of the Company's existing 163 bed skilled and intermediate care nursing facility containing approximately 82,109 square feet located at 7001 Hoover Road, Indianapolis, Marion County, Indiana, on approximately 17.96 acres, and the construction and equipping of an approximately 26,588 square foot addition thereto which will increase the total number of skilled and intermediate nursing care beds to 188 with the addition of a full service program for residents with Alzheimer's disease or related disorders in memory; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction, installation and equipping of various site improvements at the facility (the "Project"); and to pay a portion of the costs of issuance of the Series 1991 A Bonds and the Series 1991 B Bonds; and

WHEREAS, the Series 1991 A Loan Agreement and the Series 1991 B Loan Agreement each provides for the repayment by the Company of the loan of the proceeds of the Series 1991 A Bonds and Series 1991 B Bonds respectively and each further provides for the Company's repayment obligation to be evidenced by the Company's promissory notes (the "Note, Series 1991 A" and the "Note, Series 1991 B") pursuant to which the Company will agree to respectively make payments sufficient to pay the principal and interest on the Series 1991 A Bonds and Series 1991 B Bonds as the same become due and payable and to pay administrative expenses in connection with the Series 1991 A Bonds and Series 1991 B Bonds; and

WHEREAS, pursuant to the Series 1991 A Indenture, the Issuer will endorse the Note, Series 1991 A, without recourse and assign certain of its rights under the Series 1991 A Loan Agreement as security for the Series 1991 A Bonds and pursuant to the Series 1991 B Indenture, the Issuer will endorse the Note, Series 1991

B, without recourse and assign certain of its rights under the Series 1991 B Loan Agreement as security for the Series 1991 B Bonds; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), on December 4, 1991 has approved the final forms of the 1) Series 1991 A Indenture; 2) Series 1991 B Indenture; 3) Series 1991 A Loan Agreement; 4) Series 1991 B Loan Agreement; 5) Series 1991 A Preliminary Official Statement (the "Series 1991 A Preliminary Official Statement"); 6) Series 1991 B Preliminary Official Statement (the "Series 1991 B Preliminary Official Statement"); 7) the form of the Series 1991 A Bonds; 8) the form of the Series 1991 B Bonds; 9) the Note, Series 1991 A; 10) the Note, Series 1991 B; 11) the Series 1991 A Bond Purchase Agreement among the Company, Issuer, and City Securities Corporation (the "Underwriter") (the "Series 1991 A Bond Purchase Agreement"); 12) the Series 1991 B Bond Purchase Agreement among the Company, Issuer, and the Underwriter (the "Series 1991 B Bond Purchase Agreement"); and 13) the Lease among the Company and Indianapolis Jewish Home, Inc. pursuant to which the Company will lease the Project to The Indianapolis Jewish Home, Inc. which will operate the Project (the "Lease") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted on the aforementioned 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, the issuance and sale of the Series 1991 A Bonds and the Series 1991 B Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer 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. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Series 1991 A Preliminary Official Statement and the Series 1991 B Preliminary Official Statement are each hereby deemed final as of date of each, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters.

SECTION 4. The Issuer shall issue its Series 1991 A Bonds in the aggregate principal amount of Two Million Dollars (\$2,000,000) and its Series 1991 B Bonds in the aggregate principal amount of Four Million Dollars (\$4,000,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Series 1991 A Bonds and the Series 1991 B Bonds will be payable as to principal and interest solely from the payments made by the Company on its Series 1991 A Note and its Series 1991 B Note respectively each in the principal amount equal to the principal amount of the Series 1991 A Bonds and the Series 1991 B Bonds respectively which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1991 A Bonds and the Series 1991 B Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Series 1991 A Bonds to the Underwriter at a price not less than 99.0% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest at the Variable Rate as determined pursuant to the Series 1991 A Indenture and such Series 1991 B Bonds to the Underwriter at a price not less than 98.75% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed eight percent (8.0%). In addition to the use of the Series 1991 A Preliminary Official Statement and the Series 1991 B Preliminary Official Statement by the Underwriter, the use of a Series 1991 A Official Statement and the Series 1991 B Official Statement in substantially the same form as the Series 1991 A Preliminary Official Statement and the Series 1991 B Preliminary Official Statement approved herein, but containing the information permitted to be omitted from the nearly final Series 1991 A Official Statement and the Series 1991 B Official Statement by the SEC Rule, is approved for use and distribution in connection with the marketing of the Series 1991 A Bonds and the Series 1991 B Bonds. John Nuveen & Co., Incorporated is hereby appointed Remarketing Agent under the Series 1991 A Indenture.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Series 1991 A Bonds and the Series 1991 B Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1991 A Bonds and the Series 1991 B Bonds to the Underwriter, payment for which will be made in the manner set forth in the Financing Documents. The Series 1991 A Bonds and the Series 1991 B Bonds shall, as set forth in the Series 1991 A Indenture, be dated the date of their delivery and the Series 1991 B Bonds shall, as set forth in the Series 1991 B Indenture, be dated December 1, 1991. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, 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 Commission if such changes do not affect terms set forth in I.C. 36-7-12-27(a)(1) through (a)(10).

SECTION 7. The provisions of this ordinance and the respective Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Series 1991 A Bonds and the Series 1991 B Bonds and after the issuance of said Series 1991 A Bonds and the Series 1991 B Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1991 A Bonds and the Series 1991 B 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. 633, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 633, 1991 on December 4, 1991. The proposal is a final bond ordinance authorizing the issuance of the City of Indianapolis Exempt Facility Revenue Bonds, Series 1991 (Mid-America Energy Resources Inc. Project) in the maximum aggregate principal amount of \$9,500,000. The project will distribute chilled water to and from subscribers located in downtown Indianapolis. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor West, for adoption.

The President asked if the project was on schedule and Councillor Schneider answered in the affirmative.

Proposal No. 633, 1991 was adopted on the following roll call vote; viz:

19 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Giffin, Gilmer, Holmes, McGrath, Mukes-Gaither, O'Dell, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West, Williams*
0 NAYS:
8 NOT VOTING: *Dowden, Golc, Hawkins, Howard, Irvin, Jones, Moriarty, Rhodes*
2 NOT PRESENT: *Coughenour, Shaw*

Councillors Howard and Rhodes both abstained from voting due to a possible conflict of interest.

Proposal No. 633, 1991 was retitled SPECIAL ORDINANCE NO. 17, 1991 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 17, 1991

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its Exempt Facility Revenue Bonds, Series 1991 (Mid-America Energy Resources, Inc. Project), in the aggregate principal amount of Nine Million Five Hundred Thousand Dollars (\$9,500,000), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

Journal of the City-County Council

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition and construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") intends to issue its Exempt Facility Revenue Bonds, Series 1991 (Mid-America Energy Resources, Inc. Project) in the aggregate principal amount of Nine Million Five Hundred Thousand Dollars (\$9,500,000) (the "Series 1991 Bonds") pursuant to a Trust Indenture (the "Indenture") dated as of December 1, 1991 between the Issuer and Merchants National Bank & Trust Company of Indianapolis, acting as Trustee (the "Trustee") in order to obtain funds to lend to Mid-America Energy Resources, Inc. (the "Company") pursuant to a Loan Agreement (the "Loan Agreement") dated as of December 1, 1991 between the Issuer and the Company for the purpose of financing or providing reimbursement for a portion of the costs of issuance of the Series 1991 Bonds and for the cost of the acquisition, construction and installation of phase I of a local district cooling facility (the "Project") which is designed to distribute chilled water to and from subscribers located in downtown Indianapolis, Indiana. The chilled water distributed through the local district cooling facility is produced at the Company's 22,800 square foot production plant located at 350 South West Street, Indianapolis, Indiana, which is currently equipped with three 5,000 ton chillers (the "Production Plant"). The Production Plant is not part of the Project and will not be financed with the proceeds of the Bonds. The costs of the Project include the acquisition, construction and installation costs of three 10,000 gpm secondary pumps, the distribution and return trunk line piping, certain service line piping, valves, valve vaults and a volume and temperature monitoring system; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1991 Bonds and further provides for the Company's repayment obligation to be evidenced by the Company's promissory note (the "Note, Series 1991") pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Series 1991 Bonds as the same become due and payable and to pay administrative expenses in connection with the Series 1991 Bonds; and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Note, Series 1991, without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1991 Bonds; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), on December 4, 1991 has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Preliminary Official Statement (the "Preliminary Official Statement"); 4) the form of the Series 1991 Bonds; 5) the Note, Series 1991; and 6) the Bond Purchase Agreement among the Company, Issuer and Raffensperger, Hughes & Co., Inc., City Securities Corporation and Traub and Company, Inc. (collectively, the "Underwriters") (the "Bond Purchase Agreement") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted on the aforementioned 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, the issuance and sale of the Series 1991 Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer 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. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters.

SECTION 4. The Issuer shall issue its Series 1991 Bonds in the aggregate principal amount of Nine Million Five Hundred Thousand Dollars (\$9,500,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Series 1991 Bonds will be payable as to principal and interest solely from the payments made by the Company on its Series 1991 Note in the principal amount equal to the principal amount of the Series 1991 Bonds which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1991 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Series 1991 Bonds to the purchasers thereof at a price not less than 98.5% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed ten percent (10.0%). In addition to the use of the Preliminary Official Statement by the Underwriters, the use of a final Official Statement in substantially the same form as the Preliminary Official Statement approved herein, but containing the information permitted to be omitted from the nearly final Official Statement by the SEC Rule, is approved for use and distribution in connection with the marketing of the Series 1991 Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Series 1991 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1991 Bonds to the Underwriters, payment for which will be made in the manner set forth in the Financing Documents. The Series 1991 Bonds shall, as set forth in the Indenture, be dated as of the date of original delivery thereof such date to be no later than ninety (90) days from the date of adoption by this City-County Council of this Special Ordinance. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, 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 Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Series 1991 Bonds and after the issuance of said Series 1991 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1991 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. 634, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 634, 1991 on December 4, 1991. The proposal is an inducement resolution for Veltri Indiana, Inc. in an amount not to exceed \$8,500,000 for the acquisition, renovation, construction, installation, equipping and expansion of a manufacturing facility. This facility is located at 413 North Tremont Avenue. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 634, 1991 was adopted on the following roll call vote; viz:

22 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Holmes, Howard, McGrath, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West, Williams

0 NAYS:

5 NOT VOTING: Golc, Hawkins, Irvin, Jones, Moriarty

2 NOT PRESENT: Coughenour, Shaw

Proposal No. 634, 1991 was retitled SPECIAL RESOLUTION NO. 124, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 124, 1991

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 IC 36-1-11.9 and IC 36-7-12 (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, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Veltri Indiana, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, renovation, construction, installation, equipping and expansion of an existing building containing approximately 105,858 square feet located at 413 North Tremont Avenue, Indianapolis, Marion County, Indiana on approximately 8.62 acres of land which will be used for processing and manufacturing of metal stamping products; the acquisition of machinery, equipment and furnishings for use in the facility; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately seventy-five (75) after one (1) year and one hundred fifty (150) after three (3) years) and the creation of business opportunities to be achieved by the acquisition, renovation, construction, installation, equipping and expansion of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, renovation, construction, installation, equipping and expansion of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

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

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately seventy-five (75) after one (1) year and one hundred fifty (150) after three (3) years) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Eight Million Five Hundred Thousand Dollars (\$8,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, construction, installation, equipping and expansion of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation, construction, installation, equipping and expansion of the Project 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, construction, installation, equipping and expansion of the Project, this 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 (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires June 30, 1992, 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 (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) 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 (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have

received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; 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 adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, renovation, construction, installation, equipping and expansion of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

PROPOSAL NOS. 650-655, 1991. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on December 6, 1991". The Council did not schedule Proposal Nos. 650-655, 1991 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 650-655, 1991 were retitled REZONING ORDINANCE NOS. 158-163, 1991 and are identified as follows:

REZONING ORDINANCE NO. 158, 1991. 91-Z-140 PERRY TOWNSHIP
COUNCILMANIC DISTRICT #24.

5723 GRAY ROAD (Approximate Address), INDIANAPOLIS.

MH CONSTRUCTION MANAGEMENT, INC. requests the rezoning of 13.0 acres, being in the D-A District, to the D-3 classification to provide for the development of single-family residences.

REZONING ORDINANCE NO. 159, 1991. 91-Z-148 PERRY TOWNSHIP
COUNCILMANIC DISTRICT #25.

921 WEST TROY AVENUE (Approximate Address), INDIANAPOLIS.

EDA N. BUERGER, by Michael J. Kias, requests the rezoning of 8.663 acres, being in the D-A District, to the C-ID classification to provide for a demolition contractor, with outside storage.

REZONING ORDINANCE NO. 160, 1991. 91-Z-149 WARREN TOWNSHIP
COUNCILMANIC DISTRICT #15.

101 NORTH SHORTRIDGE ROAD, INDIANAPOLIS.

ROBERT MCCLAIN requests the rezoning of 0.805 acre, being in the D-3 District, to the C-1 classification to provide for a financial services office.

REZONING ORDINANCE NO. 161, 1991. 91-Z-150 WARREN TOWNSHIP
COUNCILMANIC DISTRICT #14.

4703 EAST 21ST STREET (Approximate Address), INDIANAPOLIS.

ROBERT J. WALDEN, D.D.S, by Thomas Michael Quinn, requests the rezoning of 2.0 acres, being in the D-3 District, to the C-1 classification to provide for an office development.

REZONING ORDINANCE NO. 162, 1991. 91-Z-154 CENTER TOWNSHIP
COUNCILMANIC DISTRICT #09.

3002 RADER STREET, INDIANAPOLIS.

PILGRIM MULTI SERVICE, INC. requests the rezoning of 2.8 acres, being in the D-5 and C-3 Districts, to the D-8 classification to provide for multi-family residential housing for senior citizens.

REZONING ORDINANCE NO. 163, 1991. 91-Z-157 CENTER TOWNSHIP
COUNCILMANIC DISTRICT #16.

502 INDIANA AVENUE (Approximate Address), INDIANAPOLIS.

DIVISION OF ECONOMIC & HOUSING DEVELOPMENT requests the rezoning of 1.236 acres, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for mixed use development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 513 and 514, 1991. PROPOSAL NO. 513, 1991. The proposal appropriates \$50,900 for the Marion County Superior Courts to establish and operate the Public Defender Services Agency. PROPOSAL NO. 514, 1991. The proposal appropriates \$116,890 for the Marion County Superior Courts to establish and operate the Public Defender Services Agency. Councillor Dowden recommended striking Proposal Nos. 513 and 514, 1991. The President asked for a voice vote. By a unanimous voice vote Proposal Nos. 513 and 514, 1991 were stricken.

PROPOSAL NO. 589, 1991. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 589, 1991 on December 2, 1991. The proposal authorizes tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1992 through December 31, 1992. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:39 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Giffin, for adoption. Proposal No. 589, 1991 was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams

0 NAYS:

4 NOT VOTING: Golc, Hawkins, Irvin, Solenberg

2 NOT PRESENT: Coughenour, Shaw

Proposal No. 589, 1991 was retitled FISCAL ORDINANCE NO. 88, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 88, 1991

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing Marion County, Indiana ("County") to make temporary loans for the use of the County General Fund and the Welfare General Fund ("Funds") during the period January 1, 1992, through December 31, 1992, in anticipation of current taxes levied in the year 1991 and collectible in the year 1992 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in the Funds to the payment of the Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Auditor of the County has filed with the Mayor of the City of Indianapolis ("City") an estimate and statement showing the amount of money needed to pay current expenses from the County General Fund and the Welfare General Fund pending the receipt of Taxes actually levied in 1991 and in the process of collection in 1992, and the Mayor did make and enter of record a finding and the Auditor and the Mayor have requested the City-County Council of Indianapolis and of Marion County ("City-County Council") to authorize temporary borrowing to procure funds necessary for use by the Funds and to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of Warrants;

WHEREAS, the City-County Council now finds that the request should be granted and:

(a) that there will be insufficient funds in the County General Fund to meet the current expenses payable from the County General Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County General Fund will collectively amount to more than Fifty-eight Million Forty-seven Thousand Four Hundred Seventy-eight Dollars (\$58,047,478) and the interest cost of making temporary loans for the County General Fund; and

(b) that there will be insufficient funds in the Welfare General Fund to meet the current expenses payable from such Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the Welfare General Fund will collectively amount to more than Twenty-three Million Two Hundred Fifty-three Thousand Three Hundred Fifty-six Dollars (\$23,253,356) and the interest cost of making temporary loans for the Welfare General Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds in anticipation of Taxes actually levied for the year 1991 and in course of collection for the year 1992; now, therefore:

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

SECTION 1. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the County General Fund of the County in the maximum principal amount of Fifty-two Million Two Hundred Forty-two Thousand Seven Hundred Thirty Dollars (\$52,242,730) in anticipation of Taxes for the Fund for the year 1992, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County General Fund, and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County General Fund from the June and December 1992 distributions of Taxes for the County General Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The Auditor of the County and the Mayor of the City are authorized to borrow on temporary loans for the use and benefit of the Welfare General Fund of the County in the maximum principal amount of Eighteen Million Six Hundred Two Thousand Six Hundred Eighty-five Dollars (\$18,602,685) in anticipation of Taxes for the Fund to be collected for the year 1992, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Welfare General Fund, and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Welfare General Fund from the June and December 1992 distributions of Taxes for the Welfare General Fund, for the payment of the principal of the Warrants evidencing such temporary loans and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of ten percent per annum, to be determined as provided in Section 4 and subsection (b). The Warrants for each Fund may be issued in one series, designated Series 1992 Warrants ("Series 1992 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The 1992 Warrants for each Fund may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1992 for that Fund. The Series B Warrants for each Fund may be issued in an amount not to exceed the amount of the December 1992 distribution of Taxes for that Fund. All Series A Warrants shall mature and be payable not later than June 30, 1992. All Series B Warrants and 1992 Warrants shall mature and be payable not later than December 31, 1992. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 4. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 4. (a) The Auditor may sell the Warrants in one or more series as set forth in Section 3, pursuant to either subsection (b) or (c) of this section. The Auditor is hereby authorized and directed to have the Warrants prepared, and the Board of Commissioners of the County ("Commissioners"), Mayor and Auditor are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Auditor may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Auditor and the Bond Bank or the Indiana Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Commissioners, the Mayor, and the Auditor are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank or a condition to the purchase of such Warrants.

(c) The Auditor may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Auditor shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the County, as provided by

IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Auditor at his office, and all bids shall name the rate or rates of interest for the Warrants, or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the County determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Auditor shall have the right to reject any and all bids at public sale. The proper officers of the County are authorized to deliver the Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to said delivery by and between the Auditor and the purchaser of the Warrants at public sale.

SECTION 5. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____ Principal \$ _____

MARION COUNTY
TAX ANTICIPATION TIME WARRANT, SERIES 1992
_____(FUND)

On the ____ date of _____, 1992, the Board of Commissioners of the County of Marion, Indiana ("County") promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank], at the office of the Marion County Treasurer the sum of _____ Dollars (\$ _____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of ____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear interest at a rate of ____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year 1991, and payable from the [first installment] [second installment] for the year 1992 ("Taxes"), which Taxes are now in the course of collection for the County _____ Fund, with which to pay general, current, operating expenses.

This Warrant in the principal amount of _____ Dollars (\$ _____), evidencing a temporary loan in anticipation of the Taxes for the County _____ Fund.

The temporary loan was authorized by ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the ____ day of _____, 1991, for the purpose of providing funds for the County _____ Fund, in compliance with IC 36-2-6.

The consideration for this Warrant is a loan made to the County in anticipation of Taxes levied for County _____ Fund for the year of 1991, payable from the [first installment] [second installment] for the year 1992, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the Warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the Board of Commissioners of Marion County Indiana, has caused the Warrant to be signed in the corporate name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor, and attested by the Auditor, and the corporate seal of the Board of Commissioners to be hereunto affixed.

Dated this _____ day of _____, 1992.

THE BOARD OF COMMISSIONERS
OF THE COUNTY OF MARION

BY: _____
Commissioner

BY: _____
Commissioner

December 9, 1991

BY: _____
Commissioner

COUNTERSIGNED:

BY: _____
Mayor, City of Indianapolis

ATTEST:

BY: _____
Auditor, Marion County

EXHIBIT A
(Advances)

EXHIBIT B
(Maximum Cumulative Monthly Advances)

SECTION 6. The Warrants shall be executed in the name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor of the City, the corporate seal of the County to be affixed thereto and attested by the Auditor of the County. The Warrants shall be payable at the office of the Marion County Treasurer, or the paying agent of the City. The Auditor may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 7. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the County represents, covenants and agrees that:

(a) No person or entity other than the County or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds.

(b) No portion of the principal of or interest on the Warrant proceeds will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly (i) be secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) be derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The County will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the County act in any other manner which would adversely affect such exclusion.

(e) The County represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the County does not qualify for such exception with regard to any of the Warrants the County will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall be not an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

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

PROPOSAL NO. 593, 1991. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 593, 1991 on November 26, 1991. The proposal appropriates \$706,000 for the Department of Metropolitan Development, Economic and Housing Development Division, for additional right-of-way acquisition and transportation

construction costs for the Indianapolis Canal Project. By a 7-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Irvin, for adoption. Proposal No. 593, 1991 was adopted on the following roll call vote; viz:

- 23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*
- 0 NAYS:
- 4 NOT VOTING: *Golc, Hawkins, Holmes, Solenberg*
- 2 NOT PRESENT: *Coughenour, Shaw*

Proposal No. 593, 1991 was retitled FISCAL ORDINANCE NO. 89, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 89, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Seven Hundred Six Thousand Dollars (\$706,000) in the City Cumulative Capital Development Fund for purposes of the Department of Metropolitan Development, Economic and Housing Development, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Economic and Housing Development Division, for additional right-of-way acquisition and transportation construction costs for the Indianapolis Canal Project.

SECTION 2. The sum of Seven Hundred Six Thousand Dollars (\$706,000) 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>DEPARTMENT OF METROPOLITAN DEVELOPMENT ECONOMIC & HOUSING DEVELOPMENT DIVISION</u> 3. Other Services and Charges TOTAL INCREASE	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u> <u>\$706,000</u> \$706,000
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SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered City Cumulative Capital Development Fund TOTAL REDUCTION	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u> <u>\$706,000</u> \$706,000
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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 594 and 595, 1991. PROPOSAL NO. 594, 1991. This proposal appropriates \$14,227 for the Prosecuting Attorney to continue the Domestic Violence Victim's Counseling Project which is funded by the annual Salvation Army grant. PROPOSAL NO. 595, 1991. This proposal appropriates \$10,350 for the Marion County

Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Victim Witness Services. Councillor Dowden recommended striking both proposals. The President asked for a voice vote. Proposal Nos. 594 and 595, 1991 were stricken by a unanimous voice vote.

SPECIAL ORDERS - UNFINISHED BUSINESS

The President asked Councillor Clark for a report concerning the contract between the Capital Improvement Board and the Indianapolis Convention & Visitors Association. Councillor Clark reported that the Municipal Corporations Committee reviewed the contract on December 9, 1991 as specified in Special Resolution No. 94, 1991. By a unanimous vote, the Committee agreed to approve the draft.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 563, 1991. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 563, 1991 on November 26, 1991. The proposal establishes maintenance standards for vacant buildings located in Marion County. There are 4100 to 6000 abandoned structures throughout the county and some neighborhood organizations rate this as their number one problem. The proposal was amended in Committee by deleting the interior standards and Article 4. Councillor Borst said that since the Committee meeting there have been discussions among the Department of Metropolitan Development (DMD) staff and Councillors Brooks and Williams concerning more changes to this ordinance.

Councillor Brooks explained that as a result of those discussions a substitute version has been drafted and a copy of it is in the Councillors' packet. This version amends Proposal No. 563, 1991, Committee Recommendation, as follows:

- * Sec. 537-10 - Definitions of terms used in conjunction with interior maintenance standards have been deleted; a definition of "vacant" has been added; and additional amendments to the definitions of "owner" and "premises" have been added.
- * Sec. 537-14 - The word "buildings" has been changed to "structures".
- * Sec. 537-16 - This section has been deleted.
- * Sec. 537-17 - The first paragraph has been amended to insure that all homeowners will have at least 30 days to comply to a citation.
- * Sec. 537-31(4) - This paragraph has been amended to allow either the securing or filling of cisterns, cellars and wells, pits, excavations or vaults.
- * Sec. 537-31(12) - Added text to this paragraph to accept existing railings in good repair; they do not need to be rebuilt to a higher standard.
- * Sec. 537-31(14) - This paragraph has been amended to insure that windows or other openings which are properly boarded need not be glazed.
- * Sec. 537-31(17) and (19) - Technical changes made to these two paragraphs.

- * Sec. 537-31(22) - This paragraph has been amended to allow fences that are in good repair need not be painted.
- * Sec. 537-41 - Long-term versus short-term boarding standard distinctions have been eliminated from this section.

Councillor Brooks moved, seconded by Councillor Williams, to amend Proposal No. 563, 1991, Committee Recommendation, by substituting the version drafted by them and the DMD staff. This motion passed by unanimous voice vote.

Councillor Irvin stated that vacant buildings have been a major concern in his district. He urged the Councillors to vote for this proposal because he believes it will go a long way in encouraging businesses to invest in neighborhoods.

Councillor Williams stated that it is her opinion that this is one of the most important steps that has been taken by this Council to let the neighborhoods know that this Council is going to pay attention to them and something is going to be done about the absentee landlords. She also voiced her appreciation to Councillor Brooks for working on this issue.

Councillor Boyd stated that he supports this amended version and applauded Councillors Brooks and Williams for all their work in revising this ordinance.

Councillor Borst moved, seconded by Councillor Boyd, for adoption of Proposal No. 563, 1991, as amended. Proposal No. 563, 1991, as amended, was adopted by the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams
0 NAYS:
2 NOT VOTING: Hawkins, Solenberg
2 NOT PRESENT: Coughenour, Shaw

Councillor Mukes-Gaither stated that she believes that this ordinance will move Indianapolis closer to its affordable housing strategy and she appreciates all the work the DMD staff has done on this issue.

Proposal No. 563, 1991, as amended, was retitled GENERAL ORDINANCE NO. 135, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 135, 1991

A GENERAL ORDINANCE adopting new Vacant Building Standards for vacant buildings, adopting a new Chapter 537 of the Revised Code of the Consolidated City, superseding and repealing Chapter 14 of the Code of Indianapolis and Marion County.

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

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby, amended to adopt a NEW Chapter 537 as follows:

December 9, 1991

CHAPTER 537
VACANT BUILDING STANDARDS

ARTICLE 1
DEFINITIONS

Sec. 537-10. Definitions.

When used in this Chapter the following words and terms shall be defined as follows:

- (1) Accessory structure means a detached building or structure in a secondary or subordinate capacity from the main or principal building or structure on the same premises.
- (2) Appropriate fill material means material that can be properly compacted when used as fill. The fill which is placed from grade to a depth of twelve (12) inches shall consist of at least eighty (80) per cent soil base material and have no stones or rocks larger than four (4) inches in any dimension.
- (3) Chimney means a vertical masonry shaft of reinforced concrete, or other approved noncombustible, heat-resisting material enclosing one (1) or more flues, for the purpose of removing products of combustion from solid, liquid or gaseous fuel.
- (4) Division of Development Services means the Division of Development Services in the Department of Metropolitan Development for the Consolidated City of Indianapolis, Indiana. The Division of Development Services is the "enforcement authority" as defined in IC 36-7-9-2.
- (5) Garbage means the animal and vegetable waste resulting from the handling, preparation, cooking, serving, and nonconsumption of food.
- (6) Grade means finished ground level.
- (7) Health and Hospital Corporation means the Health and Hospital Corporation of Marion County, Indiana.
- (8) Junk vehicle means any vehicle which is no longer licensed or which does not display a current license, from which any part material to the operation of the vehicle has been removed, or which is inoperable for any reason.
- (9) Lead-based paint means any paint containing more lead than the level established by the U.S. Consumer Product Safety Commission as being the "safe" level of lead in residential paint and paint products.
- (10) Mosquito harborage means any condition or place promotes the breeding or infestation of mosquitos.
- (11) Owner means any one or more of the following:
 - a. The holder or holders of a fee simple or life estate interest in a parcel of real property; or
 - b. The record owner or owners as reflected by the Marion County Recorder's Office; or
 - c. The purchaser or purchasers of such real estate under any contract for the conditional sale thereof; or
 - d. The estate of a decedent, receiver, guardian or custodian, or the corpus of a trust, but not the personal representative or fiduciary of such estate or trust.
- (12) Premises means a platted lot or part thereof or unplatted lot or parcel of land on which is located a structure, and includes any such structure, accessory structure, adjoining alley, easement, or drainage way.
- (13) Refuse means all putrescible and nonputrescible solids including garbage, rubbish, ashes and dead animals.
- (14) Sound condition and good repair means the structure or portion thereof, is suitable for use in the manner intended and maintained free of defects and deterioration.
- (15) Structure means any man-made construction built up or composed of parts formed together in some definite pattern, such as a building, fence, swimming pool, or sign.
- (16) Rat harborage means any conditions or place where rats can live, nest, or seek shelter.

- (17) Rubbish means nonputrescible solid wastes consisting of either:
- a. combustible wastes such as paper, cardboard, plastic containers, and wood; or
 - b. noncombustible wastes such as tin cans, glass, and crockery.
- (18) Tree, when used by itself, means any woody, perennial plant and includes those having a single main stem which grows to a minimum height of over ten (10) feet.
- (19) Vacant means currently unoccupied or occupied by vagrants, squatters, trespassers or other persons having no legal right to occupy.
- (20) Weeds means vegetation which has attained a height of twelve (12) inches or more and which constitutes a potential rat harborage or other health or safety hazard.
- (21) Undefined words. Words not specifically defined in these standards shall have the common definition set forth in a standard dictionary.

ARTICLE 2
INTERPRETATION AND ENFORCEMENT

Sec. 537-11. Applicability.

The general provisions in this Article shall apply in the interpretation and enforcement of this Chapter.

Sec. 537-12. Title.

This Chapter shall be known and may be cited as the "Vacant Building Standards of Marion County, Indiana" and will be referred to herein as "these standards."

Sec. 537-13. Legislative findings.

It is hereby found that there exists, and may exist in the future, vacant buildings which have not been properly maintained and which, because of their deteriorated condition, constitute a significant threat to the public health, safety and social well-being. The Indiana General Assembly, in enacting IC 36-7-9-4.5, found that such buildings create a serious, substantial problem and encouraged local governmental bodies to adopt appropriate maintenance and repair standards so that vigorous and disciplined action can be taken to ensure that vacant buildings are properly maintained and repaired.

Sec. 537-14. Scope.

These standards shall apply to the maintenance, repair, and boarding of vacant structures located in Marion County, Indiana. These standards shall in no way limit the types of action the Division of Development Services is authorized to take under IC 36-7-9-1 et seq relative to the exterior of unsafe buildings, the interior of unsafe buildings, or the premises on which unsafe buildings are located.

Sec. 537-15. Public nuisance.

Any structure which fails to meet the minimum standards set forth herein shall be deemed a public nuisance and subject to remedial action under IC 36-7-9-1 et seq.

Sec. 537-17. Remedial action.

Orders, or portions of orders, issued by the Division under IC 36-7-9-6 requiring an owner to bring his property into compliance with these standards shall be complied with by the time specified in the order, or as extended by the hearing authority acting under IC 36-7-9-7. However, an order, other than an order requiring immediate boarding, shall provide the owner at least thirty-three (33) days, from the mailing of the order, to comply or to prepare for an administrative hearing.

Sec. 537-18. Building codes.

The repair, alteration, or rehabilitation of any structure, or portion thereof, which may be required by the provisions of these standards shall be done in accordance with the applicable state rules and regulations as promulgated by the Indiana Fire Prevention and Building Safety Commission and in accordance with the "Building Standards and Procedures," the Code of Indianapolis and Marion County, Indiana, Chapter 8.

Sec. 537-19. Zoning ordinances.

Nothing in these standards shall permit the abridgement or violation of any provision contained in the "Zoning Ordinances of Marion County," Code of Indianapolis and Marion County, Indiana, Appendix D.

Sec. 537-20. Historic preservation.

The repair, alteration, or rehabilitation of any structure, or portion thereof, which may be required by the provisions of these standards shall be done in accordance with IC 36-7-11.1-1 et seq., "Historic Preservation In Marion County" and with the plans, rules and regulations of the Indianapolis Historic Preservation Commission.

Sec. 537-21. Health and hospital standards.

No residential structure maybe occupied unless all provisions of the "Housing and Environmental Standards Ordinance of Marion County," Chapter 10 of the Code of the Health and Hospital Corporation of Marion County, Indiana are met. Nothing in these standards shall permit the abridgement or violation of any provision contained in the "Housing and Environmental Standards Ordinance of Marion County."

ARTICLE 3
EXTERIOR MAINTENANCE STANDARDS

Sec. 537-31. Exterior maintenance standards.

The owner of a structure shall maintain the structure and premises in a safe and sanitary condition in accordance with the following standards:

- (1) The premises, including abutting sidewalks, gutters, and alleys shall be kept free of high grass and weeds, rubbish, garbage, and any material that creates a health, safety, or fire hazard. Grass and weeds shall be kept below twelve (12) inches. All dead or broken trees, tree limbs or shrubbery shall be cut and removed from the premises.
- (2) No owner shall accumulate or permit the accumulation of junk, trash and debris, boxes, lumber, scrap metal, junk vehicles, or any other materials in such a manner that may provide rat harborage on the premises. Materials stored by the owner or permitted to be stored by the owner shall be stacked safely and elevated at least eighteen (18) inches above the ground.
- (3) No person shall deposit or place any refuse or other hazardous materials in or adjacent to any road, street, alley or other public place unless it is in proper containers for collection.
- (4) All open, uncovered or insecurely covered cisterns, cellars, wells, pits, excavations, or vaults situated on any premises shall be properly secured or filled to grade with appropriate fill material.
- (5) Every swimming or wading pool, not currently in use, shall be maintained in sound condition and good repair. Every pool shall be enclosed by a chain-link, ornamental, or solid fence with a self-closing, self-latching gate. The fence, if erected from grade shall be no less than five (5) feet in height, or if erected from the deck of an above ground pool, the fence shall be not less than four (4) feet in height. The pool shall equipped with a cover adequate to protect persons or animals from harm.
- (6) Any swimming or wading pool not maintained in sound condition and good repair shall be removed, and the excavation shall be filled to grade with appropriate fill material.
- (7) Every owner shall be responsible to ensure water from the premises is properly disposed of in such a manner that does not interfere with the operation of a private sewage disposal system, create standing water, or otherwise create a hazard.
- (8) No structure, vehicle, receptacle, yard, lot, premises or part thereof, shall be construed, made, used, maintained, or operated in any manner causing or producing any health or safety hazard, or permitted to become a rat harborage or to become conducive to a rat harborage.
- (9) No structure, vehicle, receptacle, yard, lot, premises or part thereof, shall be construed, made, used, maintained, or operated in any manner causing or producing any health or safety hazard, or permitted to become a mosquito harborage or to become conducive to a mosquito harborage.
- (10) Every foundation, roof, floor, exterior wall, and ceiling shall be safe to use and capable of supporting the loads that normal use may cause to be placed thereon; and shall be kept in sound condition and good repair. Every outside stair or step shall be maintained in sound condition and good repair.

- (11) Every porch, stoop, deck, veranda, balcony, and walk shall be maintained in sound condition and fit for its purpose.
- (12) Structurally sound hand rails shall be provided on any exterior stairs containing four (4) risers or more. Porches, patios, and balconies located more than three (3) feet higher than the adjacent areas shall have structurally sound protective guard rails or hand rails. All newly constructed protective railings shall have balusters placed at intervals of not more than four (4) inches apart or shall have other sufficient protective material between the protective railing and the flooring of tread so that a space of not more than four (4) inches is present. Existing protective guard railings shall be acceptable provided they are maintained in sound condition and good repair.
- (13) Every foundation, roof, exterior wall, door, skylight, window, and door shall be weather-tight, water-tight, and damp-free and shall be kept in sound condition and good repair.
- (14) Every window, exterior door, hatchway or similar device, which is not protected in accordance with section 537-41 or section 537-42 of these standards, shall be maintained in sound condition and good repair.
 - a. Every exterior door and window that is capable of being opened and other potential means of ingress shall be equipped with hardware for locking and shall be secured so as to prevent unauthorized entry.
 - b. Every unprotected window which is broken, cracked, or missing glass or glazing shall be replaced and maintained in good repair.
- (15) All exterior wood surfaces, other than decay resistant woods, shall be protected from the elements and decay by paint or other preservative material. All wood surfaces shall be cleaned and freed of flaking, loose, or defective surfacing materials prior to painting or applying other preservative material.
- (16) Every masonry wall, foundation, and chimney shall be kept in sound, functional, weather-tight condition and in good repair.
- (17) Any tree, shrub or other type of vegetation growing in a location or manner which is likely to cause damage to any portion of a structure shall be trimmed or removed so that damage does not occur. Any damage that has occurred to the structure by overgrown trees, shrubs, or other vegetation shall be repaired.
- (18) Every owner shall be responsible for the extermination of insects, rats, and other vermin in or about the premises.
- (19) Every structure and the premises on which it is located shall be maintained in a rat-free and rat-proof condition.
 - a. All openings in the exterior walls, foundations, doors, windows, sewers, pipes, drains, basements, ground and first floors and roofs shall be closed and made rat-proof in an approved manner.
 - b. Interior floors of basements, cellars and other areas in contact with the soil shall be made rat-proof in a manner approved by the Health and Hospital Corporation of Marion County, Indiana.
- (20) Unless other provisions are made, gutters, leaders and down-spouts shall be provided and maintained in good working condition so as to provide proper drainage of storm water.
- (21) Every premises shall be graded, drained free of standing water, and maintained in a clean, sanitary and safe condition.
- (22) All fences shall be maintained in sound condition and good repair.
- (23) Accessory structures on the premises of a dwelling shall be structurally sound, and be maintained in good repair and free of insects and rats. The exterior of such structures shall be made weather resistant through the use of decay-resistant materials, paint, or other preservatives.
- (24) Every door, window, or other potential means of ingress of an accessory structure shall be secured so as to prevent unauthorized entry.
- (25) No person shall apply a lead-based paint to any surface of a building or part thereof, or to any other structure located on the premises.

- (26) Every owner shall maintain in good repair all asbestos-containing materials on the premises. All asbestos-containing materials shall remain free from defects such as holes, cracks, tears, and/or looseness that may allow the release of asbestos fibers into the environment.

ARTICLE 4
BOARDING STANDARDS

Sec. 537-41. Boarding standards.

The following standards apply to the boarding of buildings as ordered under IC 36-7-9-5(a)(8):

- (1) If ordered to seal a building, the owner shall comply with the standards set forth in this section.
- (2) The owner shall comply with all exterior maintenance standards contained in Article 3 of these standards.
- (3) All openings of a building shall be closed. Openings more than one (1) square foot in area and located less than twenty (20) feet above the ground or which are accessible from a part of the building such as a fire escape or other means of access, shall be secured by the following means:
 - a. Plywood or oriented strand board, covered with a weatherproofing substance such as exterior paint or varnish, similar in color to the exterior of the building, and cut to the inside dimension of the exterior of the opening, shall be placed in all openings in such a way that no portion of the plywood extends outside the existing frame. The plywood shall be placed against any existing exterior window slide trim or a furring strip. If there is no slide trim or furring strip, an equivalent block shall be installed. The slide trim, furring strip or block shall be sufficient to prevent the plywood from being pushed inward. The plywood or oriented strand board shall be affixed to the exterior frame by use of two and three-quarters (2 3/4) inch, or longer, ring nails spaced a maximum of eight (8) inches apart.
 - b. Where the inside dimension of the opening exceeds twenty-six (26) square feet in area, additional exterior support shall be provided by placing continuous pieces of nominal two (2) inch by four (4) inch framing grade lumber on the outside of the plywood in such a manner that every carriage bolt used in the opening passes through and joins such a piece of nominal two (2) inch by four (4) inch lumber, the plywood and the interior brace. The round head of the bolt shall be on the outside of such pieces of nominal two (2) inch by four (4) inch lumber which gives exterior support. The pieces of nominal two (2) inch by four (4) inch framing grade lumber shall be covered with a weatherproofing substance such as exterior paint or varnish, similar in color to the exterior of the building.
 - c. In case of a ground level door which is most exposed to view from a public street, the following method of securing shall be used: The door shall be placed in good repair, including but not limited, to closing any openings in the door, repairing hinges on the door and providing for an adequate closure to the opening; and the door shall be locked by the use of not less than two (2) hasp locks and padlocks to be located equidistant from the top and bottom casing and each other. If no door exists, or if it is impractical to repair the existing door, the opening shall be secured in the manner described in this subsection, substituting, however, a piece of plywood for the door.
- (4) Any opening which is less than one (1) square foot in area or which is both more than twenty (20) feet above the ground and not accessible from a part of the building shall be covered so as to prevent entry of birds, rats, or other animals, and shall be made weather-tight. The covering shall be painted in a color similar to the exterior of the building.
- (5) The materials used to secure the openings of a building pursuant to these standards shall meet the following specifications:
 - a. Plywood or oriented strand board: No less than one-half inch exterior grade;
 - b. Braces: No less than nominal two (2) inch by four (4) framing grade lumber;
 - c. Bolts: No less than three-eighths inch carriage bolts.
- (6) The Division of Development Services may allow the use of other materials and methods of securing openings, including the use of existing doors, if it is shown that, as related to the particular circumstances, the objectives of these standards would be met by the use of such materials and methods.

Sec. 537-42. Immediate boarding.

When an immediate hazard exists because a structure is open and accessible for unauthorized entry, the Division of Development Services, acting pursuant to IC 36-7-9-5(a)(2), may order the immediate boarding of the building. Such boarding shall be done in a manner described by the Division of Development Services and shall be for a short time period. Such boarding shall not prevent the Division of Development Services from taking further action requiring the owner to bring the property in compliance with these standards.

SECTION 2. Chapter 14 of the Code of Indianapolis and Marion County, Indiana, is hereby superseded and repealed as of the effective date of this ordinance.

SECTION 3. 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.

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

PROPOSAL NO. 587, 1991. Councillor Rhodes reported that the Administration Committee heard Proposal No. 587, 1991 on December 2, 1991. The proposal amends the Code to require male city job applicants between the ages of 18 and 26 to have registered with the federal draft board. Councillor Rhodes said that he sponsored the ordinance at the request of the Selective Service Systems. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Giffin, for adoption.

Councillor Curry stated that he noted that there is no reference in Sec. 23-12 that requires the applicant to be a United States citizen. Non-citizens are hired from time-to-time who are legally in the U.S. and if they have a Green Card.

Councillor Rhodes asked Colonel Stephen Hadley, Indiana Detachment of Selective Service Systems, to respond. Colonel Hadley stated that anyone with a Green Card has to register if he has been in the U.S. for a year. Councillor Curry remarked that this ordinance would apply to someone who has been in the U.S. for one year or more, but would not apply to someone who has been here for one year or less. He said that it is opinion that that statement should have been included in the ordinance.

Proposal No. 587, 1991 was adopted on the following roll call vote; viz:

19 YEAS: Brooks, Cottingham, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West

1 NAYS: Curry

7 NOT VOTING: Borst, Boyd, Clark, Dowden, Hawkins, Solenberg, Williams

2 NOT PRESENT: Coughenour, Shaw

Proposal No. 587, 1991 was retitled GENERAL ORDINANCE NO. 136, 1991 and reads as follows:

December 9, 1991

CITY-COUNTY GENERAL ORDINANCE NO. 136, 1991

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Indiana, Chapter 23, Article I.

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

SECTION 1. Article I of Chapter 23 of the Code of Indianapolis and Marion County is hereby amended by the addition of a new section, 23-12, to read as follows:

Sec. 23-12. Selective service registration.

Every male over the age of eighteen (18) years and one month and under the age of twenty-six (26) years that applies for employment with the City of Indianapolis or Marion County shall submit with his employment application documentation evidencing his proper registration with the federal Selective Service System if a national draft registration is extant.

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

PROPOSAL NO. 588, 1991. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 588, 1991. The proposal transfers and appropriates \$55,000 for the County Treasurer to pay construction costs for customized security counters for the records and cashier areas. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 588, 1991 was adopted on the following roll call vote; viz:

- 17 YEAS: *Borst, Brooks, Clark, Dowden, Giffin, Golc, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Schneider, Strader, West*
- 0 NAYS:
- 10 NOT VOTING: *Boyd, Cottingham, Curry, Gilmer, Hawkins, Holmes, Ruhmkorff, SerVaas, Solenberg, Williams*
- 2 NOT PRESENT: *Coughenour, Shaw*

Proposal No. 588, 1991 was retitled FISCAL ORDINANCE NO. 90, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 90, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Fifty-five Thousand Dollars (\$55,000) in the County General Fund for purposes of the County Treasurer 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 (i) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Treasurer to pay construction costs for customized security counters for the records and cashier areas.

SECTION 2. The sum of Fifty-five Thousand Dollars (\$55,000) 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 TREASURER</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	\$55,000
TOTAL INCREASE	\$55,000

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

<u>COUNTY TREASURER</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>\$55,000</u>
TOTAL REDUCTION	\$55,000

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

PROPOSAL NO. 590, 1991. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 590, 1991 on December 2, 1991. The proposal amends the Code by changing the composition and procedures of the Marion County Job Classification and Compensation Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Giffin, for adoption. Proposal No. 590, 1991 was adopted on the following roll call vote; viz:

19 YEAS: *Borst, Boyd, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Howard, Jones, McGrath, Mukes-Gaither, O'Dell, Rhodes, Schneider, SerVaas, Strader, West*

0 NAYS:

8 NOT VOTING: *Brooks, Hawkins, Holmes, Irvin, Moriarty, Ruhmkorff, Solenberg, Williams*

2 NOT PRESENT: *Coughenour, Shaw*

Proposal No. 590, 1991 was retitled GENERAL ORDINANCE NO. 137, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 137, 1991

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by amending Chapter 2, Division 5, and Chapter 23, Article VI, to change the composition and procedures of the Marion County Job Classification and Compensation Board.

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

SECTION 1. Sec. 328 of Division 5 of Chapter 2 of the Code of Indianapolis and Marion County is hereby amended by deleting the text stricken-through and inserting the text underlined to read as follows:

Sec. 2-328. Establishment, chairman, and secretary.

There is hereby created and established the Marion County Job Classification and Compensation Board to replace the Marion County Personnel Board. The board shall be composed of the following members:

- (1) The auditor of Marion County;
- (2) The clerk of the Marion County Circuit Court;
- ~~(3) The recorder of Marion County;~~
- ~~(4) The surveyor of Marion County;~~
- (3) ~~(5)~~ The director of information services agency;
- ~~(6) The administrator of Marion County Healthcare Center;~~
- (4) ~~(7)~~ The president of the Marion County Township Assessors' Association;
- (5) ~~(8)~~ The prosecutor of Marion County;
- ~~(9) The director of the Indianapolis Marion County Forensic Services Agency;~~

- ~~(10) The presiding judge of the Marion County Municipal Courts;~~
- ~~(11) The judge of the Marion County Juvenile Court;~~
- ~~(12) At least one (1) judge representing the Marion County Superior Court, criminal, civil, and probate divisions to be selected by the current superior court judges;~~
- (6) ~~(13)~~ The judge of the circuit court of Marion County; and
- (7) ~~(14)~~ The director of the Marion County Children's Guardian Home; and
- ~~(15) The treasurer of Marion County.~~

The Marion County auditor or his designee shall serve as the chairman of the board. The auditor's office shall provide the resources and staff to facilitate the activities of the board and to implement its actions. The Marion County clerk or his designee shall serve as the secretary of the board.

SECTION 2. Sec. 329 of Division 5 of Chapter 2 of the Code of Indianapolis and Marion County is hereby amended by deleting the text stricken-through and inserting the text underlined to read as follows:

Sec. 2-329. Board meetings.

- (a) The board, composed of the members listed in section 2-238 shall meet at least once a month at a place, time, and date to be determined by the board.
- (b) A board member shall serve in person or by a representative designated in writing to the board chairman which designation shall be for a term of at least six (6) months designated therein.
- (c) ~~Eight (8)~~ Five (5) members or their designees shall constitute a quorum.
- (d) A majority vote shall govern board decisions.

SECTION 3. Sec. 62 of Article VI of Chapter 23 of the Code of Indianapolis and Marion is hereby amended by deleting the text stricken-through and inserting the text underlined to read as follows:

Sec. 23-62. General duties and responsibilities of the board in implementing and reviewing the classification and compensation system.

The board shall:

- (1) Promulgate rules and regulations to implement compliance with the classification system adopted pursuant to paragraph (f) and with the schedule of compensation, and to govern the performance of its responsibilities.
- (2) Adopt a written system to classify the position of each county employee pursuant to the following criteria:
 - a. The amount of experience and training required;
 - b. The amount of independent judgment required;
 - c. The amount of supervisory responsibility involved;
 - d. The type and quantity of interrelated networking involved;
 - e. The type of working conditions involved;
 - f. Any other consideration material to the successful performance of the particular position.
- (3) Classify the position of each county employee pursuant to the current schedule of compensation which shall be kept on file in the auditor's office.
- (4) Review and classify "new positions" proposed by a department head except where the new position has the same job description as a position in existence. In this case, the department head shall notify the chairman of the board of such a position and the chairman of the board may assign to the new position a temporary classification which shall be presented to the board at the board's next meeting where the agenda can accommodate the topic. Any changes in classification that the board makes shall be effective prospectively but no later than the earliest time that payroll can administer the changes during the payroll period in which the changes are made by the board.

- (5) ~~Review and if deemed warranted by the board, reclassify periodically all job positions, but in no case shall the board review and/or reclassify all job positions less often than every five (5) years.~~

Periodically review all job positions with input from the appropriate agency. The board shall review each job position at least once every five (5) years. After completing its review of each job position, the board shall determine whether the position requires reclassification.

- (6) Review the schedule of compensation as often as considered necessary by the board but at least every five (5) years and recommend to the council salary ranges in the schedule of compensation based upon statistical analyses of the range of salaries actually paid by employers in the Indianapolis, Marion County, Indiana area for each respective classification. To make the statistical analysis, the board shall either hire a consultation firm or appoint the auditor and his staff to evaluate all pertinent factors which influence the salary market and to recommend to the board a modified schedule of compensation. The board may recommend a new schedule of compensation which reflects the statistical analysis and recommendations made by the auditor and/or the consultation firm. Such schedule of compensation shall, if approved by the council, govern the salaries of county employees. County employees' salaries shall be adjusted pursuant to the new schedule of compensation effective the first pay cycle of the next fiscal year following the adoption of the schedule by the council. The salary figures and any salary in between the ranges will be translated into hourly rates to determine the proper compensation for any given pay period.

SECTION 4. 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 5. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NOS. 597, 598, 599, 600, 601, 602, 603, 605, 606, 607, 608 and 609, 1991. Councillor Gilmer asked for consent to vote on these twelve transportation proposal together. Consent was given. PROPOSAL NO. 597, 1991. The proposal amends the Code by authorizing intersection controls in the Avon Creek subdivision (District 19). PROPOSAL NO. 598, 1991. The proposal amends the Code by authorizing intersection controls in the Fawn Lake subdivision (District 1). PROPOSAL NO. 599, 1991. The proposal amends the Code by authorizing intersection controls in the Grassy Creek subdivision (District 13). PROPOSAL NO. 600, 1991. The proposal amends the Code by authorizing intersection controls in the Deer Creek subdivision (District 8). PROPOSAL NO. 601, 1991. The proposal amends the Code by authorizing intersection controls in the Fairway Village subdivision (District 5). PROPOSAL NO. 602, 1991. The proposal amends the Code by authorizing intersection controls in the Farmington subdivision (District 5). PROPOSAL NO. 603, 1991. The proposal amends the Code by authorizing intersection controls in the Wyndemer Court subdivision (District 5). PROPOSAL NO. 605, 1991. The proposal amends the Code by authorizing intersection controls at various locations (District 8). PROPOSAL NO. 606, 1991. The proposal amends the Code by authorizing intersection controls at Dakota Street and Lafayette Boulevard and at Dakota Street and 46th Street (District 8). PROPOSAL NO. 607, 1991. The proposal amends the Code by authorizing a change in intersection controls at the intersections of Bluebell Lane, Columbine Drive and Verbena Court and at Lupine Court and Lupine Drive (District 8). PROPOSAL NO. 608, 1991. The proposal amends the Code by authorizing intersection controls at Holliday Circle and Holliday Drive, and at Kenwood Avenue and Pine Drive (District 4). PROPOSAL NO. 609, 1991. The proposal amends the Code by authorizing intersection controls at Arbor Street and Murray Street, and at Coffey Street and Troy Avenue (Districts 23 and 25). Councillor Gilmer reported that the Transportation Committee heard these proposals on December 4, 1991. By a 4-0 vote, the Committee reported the proposals to the Council

with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 597, 598, 599, 600, 601, 602, 603, 605, 606, 607, 608 and 609, 1991 were adopted on the following roll call vote; viz:

17 YEAS: *Borst, Brooks, Curry, Dowden, Giffin, Golc, Holmes, Howard, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, SerVaas, Strader, West, Williams*

0 NAYS:

10 NOT VOTING: *Boyd, Clark, Cottingham, Gilmer, Hawkins, Irvin, Moriarty, O'Dell, Ruhmkorff, Solenberg*

2 NOT PRESENT: *Coughenour, Shaw*

Proposal No. 597, 1991 was retitled GENERAL ORDINANCE NO. 138, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 138, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
29, Pg. 2	Lodge Dr. & Texarkana Dr.	Texarkana Dr.	Stop
29, Pg. 2	Morris St. & Sierra Dr.	Morris St.	Stop
29, Pg. 3	New Harmony Ci. & New Harmony Dr.	New Harmony Dr.	Stop
29, Pg. 3	New Harmony Dr., Texarkana Dr., & Sierra Dr.	New Harmony Dr. & Texarkana Dr.	Stop
29, Pg. 3	New Harmony Dr., Texarkana Dr., & Oklahoma Ct.	New Harmony Dr. & Texarkana Dr.	Stop
29, Pg. 3	Texarkana Ct. & Texarkana Dr.	Texarkana Dr.	Stop

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

Proposal No. 598, 1991 was retitled GENERAL ORDINANCE NO. 139, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 139, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
1, Pg. 1	Fawn Lake Ci. & Fawn Lake Dr.	Fawn Lake Ci.	Stop
1, Pg. 1	Fawn Lake Ci. & 86th St.	86th St.	Stop

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

Proposal No. 599, 1991 was retitled GENERAL ORDINANCE NO. 140, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 140, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
35, Pg. 1	Cabano Ct. & Tanning Dr.	Tanning Dr.	Yield
35, Pg. 1	Prospect St. & Tanning Dr.	Prospect St.	Stop
35, Pg. 1	Stony Creek Ct. & Tanning Dr.	Tanning Dr.	Yield
35, Pg. 1	Sunridge Ct. & Tanning Dr.	Tanning Dr.	Yield
35, Pg. 1	Tanning Dr. & Timber Creek Dr.	Tanning Dr.	Stop

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

Proposal No. 600, 1991 was retitled GENERAL ORDINANCE NO. 141, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 141, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 1	Callan Dr. & Deer Creek Av.	Deer Creek Av.	Stop

9, Pg. 1	Callan Dr., Deer Creek Dr., & McCarty Ct.	Deer Creek Dr.	Stop
9, Pg. 1	Deer Creek Av. & Deer Creek Dr.	Deer Creek Dr.	Stop
9, Pg. 1	Deer Creek Ct., Deer Creek Dr., & Deer Creek Pl.	Deer Creek Dr.	Stop
9, Pg. 1	Deer Creek Dr. & Doe Ci.	Deer Creek Dr.	Yield
9, Pg. 1	Deer Creek Dr. & Jerry Ct.	Deer Creek Dr.	Yield
9, Pg. 1	Deer Creek Dr. & Thrasher Dr. (5250 N.)	Deer Creek Dr.	Stop
9, Pg. 1	Deer Creek Dr. & Thrasher Dr. (5370 N.)	Deer Creek Dr.	Stop
9, Pg. 1	Deer Creek Dr. & 52nd St.	52nd St.	Stop
9, Pg. 1	Deer Creek Dr. & 56th St.	56th St.	Stop
9, Pg. 2	Keller Ct. & Thrasher Dr.	Thrasher Dr.	Yield

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

Proposal No. 601, 1991 was retitled GENERAL ORDINANCE NO. 142, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 142, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 4	Craig St. & Fairway Av.	Craig St.	Stop
6, Pg. 4	Craig St. & Fairway Tr.	Craig St.	Stop
6, Pg. 4	Fairway Av. & Fairway Tr.	Fairway Tr.	Stop

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

Proposal No. 602, 1991 was retitled GENERAL ORDINANCE NO. 143, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 143, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21, Pg. 1	Aristocrat Ci., Aristocrat Ct. & Pepperidge Dr.	Pepperidge Dr.	Yield
21, Pg. 3	Greenmeadow Ci., Greenmeadow Ct. & Pepperidge Dr.	Pepperidge Dr.	Stop
21, Pg. 4	Pepperidge Ci., Pepperidge Ct. & Pepperidge Dr.	Pepperidge Dr.	Stop

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

Proposal No. 603, 1991 was retitled GENERAL ORDINANCE NO. 144, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 144, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 3	Match Point Ct. & 86th St.	86th St.	Stop

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

Proposal No. 605, 1991 was retitled GENERAL ORDINANCE NO. 145, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 145, 1991

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:

December 9, 1991

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 1	Auburn Rd. & 34th Pl.	Auburn Rd.	Yield
16, Pg. 1	Auburn Rd. & Chrysler St.	Auburn Rd.	Yield
16, Pg. 1	Auburn Rd. & Lagora Le.	Auburn Rd.	Yield
16, Pg. 2	Beasley Dr. & 36th St.	36th St.	Yield
16, Pg. 2	Beasley Dr. & Lowry Rd.	Lowry Rd.	Yield
16, Pg. 2	Beasley Dr. & Penway St.	Beasley Dr.	Yield
16, Pg. 2	Brewer Dr. & 36th St.	36th St.	Yield
16, Pg. 2	Brewer Dr. & Taft Av.	Brewer Dr.	Yield
16, Pg. 3	Chrysler St. & 37th St.	37th St.	Yield
16, Pg. 3	Donald Av. & 36th St.	36th St.	Yield
16, Pg. 3	Donald Av. & 37th St.	37th St.	Yield
16, Pg. 3	Donald Av. & Welch Dr.	Donald Av.	Yield
16, Pg. 7	Lowry Rd. & 36th St.	36th St.	Yield
16, Pg. 7	Lowry Rd. & 37th St.	37th St.	Yield
16, Pg. 7	Lowry Rd. & Penway St.	Penway St.	Yield
16, Pg. 7	Minger Rd. & 36th St.	36th St.	Yield
16, Pg. 8	Taft Av. & 36th St.	36th St.	Yield
16, Pg. 9	Welch Dr. & 36th St.	Welch Dr.	Yield
16, Pg. 9	Welch Dr. & 37th St.	37th St.	Yield

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>
16, Pg. 1	Auburn Rd. & 34th Pl.	Auburn Rd.	Stop

Journal of the City-County Council

16, Pg. 1	Auburn Rd. & Chrysler St.	Auburn Rd.	Stop
16, Pg. 1	Auburn Rd. & Lagora Le.	Auburn Rd.	Stop
16, Pg. 2	Beasley Dr. & 36th St.	36th St.	Stop
16, Pg. 2	Beasley Dr. & Lowry Rd.	Lowry Rd.	Stop
16, Pg. 2	Beasley Dr. & Penway St.	Beasley Dr.	Stop
16, Pg. 2	Brewer Dr. & 36th St.	36th St.	Stop
16, Pg. 2	Brewer Dr. & Taft Av.	Brewer Dr.	Stop
16, Pg. 3	Chrysler St. & 37th St.	37th St.	Stop
16, Pg. 3	Donald Av. & 36th St.	36th St.	Stop
16, Pg. 3	Donald Av. & 37th St.	37th St.	Stop
16, Pg. 3	Donald Av. & Welch Dr.	Donald Av.	Stop
16, Pg. 7	Lowry Rd. & 36th St.	36th St.	Stop
16, Pg. 7	Lowry Rd. & 37th St.	37th St.	Stop
16, Pg. 7	Lowry Rd. & Penway St.	Penway St.	Stop
16, Pg. 7	Minger Rd. & 36th St.	36th St.	Stop
16, Pg. 8	Taft Av. & 36th St.	36th St.	Stop
16, Pg. 9	Welch Dr. & 36th St.	Welch Dr.	Stop
16, Pg. 9	Welch Dr. & 37th St.	37th 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. 606, 1991 was retitled GENERAL ORDINANCE NO. 146, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 146, 1991

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

December 9, 1991

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 3	Dakota St. & Lafayette Blvd.	Lafayette Blvd.	Stop
16, Pg. 3	Dakota St. & 46th St.	46th St.	Stop

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

Proposal No. 607, 1991 was retitled GENERAL ORDINANCE NO. 147, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 147, 1991

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>
16, Pg. 2	Bluebell Ln. & Columbine Dr.	Columbine Dr.	Yield
16, Pg. 2	Bluebell Ln. & Verbena Ct.	Bluebell Ln.	Yield
16, Pg. 7	Lupine Ct. & Lupine Dr.	Lupine Dr.	Yield

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>
16, Pg. 2	Bluebell Ln. & Columbine Dr.	Columbine Dr.	Stop
16, Pg. 2	Bluebell Ln. & Verbena Ct.	Bluebell Ln.	Stop
16, Pg. 7	Lupine Ct. & Lupine Dr.	Lupine Dr.	Stop

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

Proposal No. 608, 1991 was retitled GENERAL ORDINANCE NO. 148, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 148, 1991

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. That the Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 29-92, Schedule of intersection traffic 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>
4, Pg. 3	Holliday Ci. & Holliday Dr.	None	None
4, Pg. 4	Kenwood Av. & Pine Dr.	None	None

SECTION 2. That the Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 29-92, Schedule of intersection traffic 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>
4, Pg. 3	Holliday Ci. & Holliday Dr.	Holliday Dr.	Stop
4, Pg. 4	Kenwood Av. & Pine Dr.	Kenwood Av.	Stop

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

Proposal No. 609, 1991 was retitled GENERAL ORDINANCE NO. 149, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 149, 1991

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. That the Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 29-92, Schedule of intersection traffic 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>
31, Pg. 1	Arbor St. & Murray St.	None	None
31, Pg. 2	Coffey St. & Troy Av.	None	None

SECTION 2. That the Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 29-92, Schedule of intersection traffic 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>
31, Pg. 1	Arbor St. & Murray St.	Arbor St.	Stop
31, Pg. 2	Coffey St. & Troy Av.	Troy Av.	Stop

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

PROPOSAL NOS. 604, 610, 611, 612, 613, 614, 615 and 616, 1991. Councillor Gilmer asked for consent to vote on these eight transportation proposals together. Consent was given. PROPOSAL NO. 604, 1991. The proposal amends the Code by authorizing a 3-way stop at the intersection of Winona Drive and 63rd Street (Districts 3 and 5). PROPOSAL NO. 610, 1991. The proposal amends the Code by authorizing parking control changes on Illinois Street between 16th Street and 21st Street (Districts 16 and 22). PROPOSAL NO. 611, 1991. The proposal amends the Code by authorizing a change in the existing parking restrictions on Ritter Avenue between 13th Street and 17th Street (District 15). PROPOSAL NO. 612, 1991. The proposal amends the Code by authorizing parking restrictions on segments of McCarty Street and Western Drive (District 19). PROPOSAL NO. 613, 1991. The proposal amends the Code by authorizing a 25 MPH speed limit on University Avenue, from Arlington Avenue to Irving Circle (District 14). PROPOSAL NO. 614, 1991. The proposal amends the Code by making Roosevelt Street one-way eastbound, between Station Street and Sherman Drive (District 10). PROPOSAL NO. 615, 1991. The proposal amends the Code by authorizing a weight limit restriction on segments of 27th, 28th and 29th Streets (District 10). PROPOSAL NO. 616, 1991. The proposal amends the Code by correcting Section 1 of General Ordinance No. 55, 1991 (Districts 8 and 2). Councillor Gilmer reported that the Transportation Committee heard these proposals on December 4, 1991. By a 5-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Cottingham, for adoption. Proposal Nos. 604, 610, 611, 612, 613, 614, 615 and 616, 1991 were adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Schneider, SerVaas, Strader, West, Williams*

0 NAYS:

4 NOT VOTING: *Hawkins, Irvin, Ruhmkorff, Solenberg*

2 NOT PRESENT: *Coughenour, Shaw*

Proposal No. 604, 1991 was retitled GENERAL ORDINANCE NO. 150, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 150, 1991

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>
14, Pg. 2	Winona Dr. & 63rd St.	63rd St.	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>
14, Pg. 2	Winona Dr. & 63rd St.	None	Stop

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

Proposal No. 610, 1991 was retitled GENERAL ORDINANCE NO. 151, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 151, 1991

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets; Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; Section 283, Parking meter zones designated; and Section 29-294, When time limits and charges shall be in effect.

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 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Illinois Street, on the west side, from
Sixteenth Street to Seventeenth Street

SECTION 2. That 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 SATURDAYS AND SUNDAYS
From 4:00 p.m. to 6:00 p.m.

Illinois Street, on the east side, from
Twelfth Street to Fall Creek Parkway, South Drive

SECTION 3. That the Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

TWO HOURS

Illinois Street, on both sides, from
Twelfth Street to Twenty-first Street

SECTION 4. That the Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 29-294, When time limits and charges shall be in effect, be, and the same is hereby amended by the deletion of the following, to wit:

- (4) Or in places where residential uses exist and the parking is not prohibited in the a.m. peak hour then the parking meters will operate 8:00 a.m. to 6:00 p.m. in the following locations:

Illinois Street, on the east side, from
Seventeenth Street to Eighteenth Street

SECTION 5. That the Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Illinois Street, on the east side, from
Sixteenth Street to Twenty-first Street

Illinois Street, on the west side, from
Sixteenth Street to a point
275 feet north of Sixteenth Street

SECTION 6. That 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:

December 9, 1991

Illinois Street, on the east side, from
a point 215 feet south of
Sixteenth Street to Sixteenth Street

SECTION 7. That the Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 29-271, 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 4:00 p.m. to 6:00 p.m.

Illinois Street, on the east side, from
Twelfth Street to a point
215 feet south of Sixteenth Street

Illinois Street, on the east side, from
Twenty-first Street to Fall Creek Parkway, South Drive

SECTION 8. That 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 west side, from
Twelfth Street to Sixteenth Street

Illinois Street, on the west side, from
a point 275 feet north of
Sixteenth Street to Twenty-first Street

Illinois Street, on the east side, from
Twelfth Street to a point
215 feet south of Sixteenth Street

SECTION 9. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 611, 1991 was retitled GENERAL ORDINANCE NO. 152, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 152, 1991

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets, and Section 29-268, Stopping, standing or parking prohibited at all times on certain designated 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 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Ritter Avenue, on the east side, from a point
140 feet north of Thirteenth Street to
a point 240 feet north of Thirteenth Street

SECTION 2. That 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:

Ritter Avenue, on the west side, from
the north curbline of Thirteenth Street to
a point 747 feet north

Journal of the City-County Council

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Ritter Avenue, on both sides, from
Thirteenth Street to Seventeen Street

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

Proposal No. 612, 1991 was retitled GENERAL ORDINANCE NO. 153, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 153, 1991

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

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

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

McCarty Street, on both sides, from
Girls School Road to Western Drive

Western Drive, on both sides, from
McCarty Street to Morris Street

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

Proposal No. 613, 1991 was retitled GENERAL ORDINANCE NO. 154, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 154, 1991

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

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 limit, be, and the same is hereby amended by the addition of the following, to wit:

University Avenue, from Arlington Avenue
to Irving Circle, 25 mph

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

Proposal No. 614, 1991 was retitled GENERAL ORDINANCE NO. 155, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 155, 1991

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:

December 9, 1991

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:

EASTBOUND

Roosevelt Street, from Station Street to Sherman Drive

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

Proposal No. 615, 1991 was retitled GENERAL ORDINANCE NO. 156, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 156, 1991

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

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 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Twenty-seventh Street, from Brouse Avenue to Keystone Avenue
Twenty-eighth Street, from Brouse Avenue to Keystone Avenue
Twenty-ninth Street, from Brouse Avenue to Keystone Avenue

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

Proposal No. 616, 1991 was retitled GENERAL ORDINANCE NO. 157, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 157, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 1	Bay Harbor Dr. & Bay Harbor Le.	Bay Harbor Dr.	Stop
9, Pg. 1	Bay Harbor Dr. & Cotton Bay Dr. N.	Cotton Bay Dr. N.	Stop
9, Pg. 1	Bay Harbor Dr. & High School Rd.	High School Rd.	Stop
9, Pg. 1	Bay Harbor Le. & Cotton Bay Dr. W.	Cotton Bay Dr. W.	Stop
9, Pg. 1	Cotton Bay Dr. N. & High School Rd.	High School Rd.	Stop

17, Pg. 6	Kessler Blvd. N. Dr. & Sunmeadow Dr.	Kessler Blvd. N. Dr.	Stop
17, Pg. 9	Sunmeadow Ci. & Sunmeadow Le.	Sunmeadow Le.	Yield
17, Pg. 9	Sunmeadow Ct. , Sunmeadow Dr. & Sunmeadow Le.	Sunmeadow Ct. & Sunmeadow Le.	Stop
17, Pg. 9	Sunmeadow Le. & 42nd St.	42nd St.	Stop
17, Pg. 9	Sunmeadow Le. & Sunnyfield Ct.	Sunmeadow Le.	Stop

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

ANNOUNCEMENTS AND ADJOURNMENT

The President thanked the Councillors for their cooperation during the past year and the past four years.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:27 p.m.

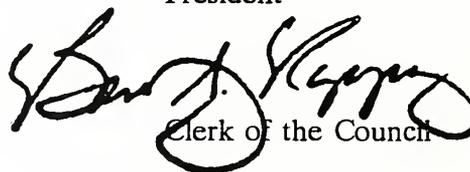
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 9th day of December, 1991.

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)