

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, December 10, 1979**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, convened in the Council Chambers of the City-County Building, at 7:04 p.m., Monday, December 10, 1979, President SerVaas in the chair. Councillor Schneider opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

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

PRESENT: *Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mrs. Parker, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, Mr. West*

ABSENT: *Mr. Kimbell*

CORRECTION OF THE JOURNAL

The Chair called for additions or corrections to the Journals of November 7, and November 19, 1979. There being no additions or corrections, the minutes were approved as distributed.

OFFICIAL COMMUNICATIONS

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

**TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

You are hereby notified that there will be a **REGULAR MEETING** of the City-County Council held in the City-County Building, in the Council Chambers, on Monday, December 10, 1979, at 7:00 p.m. The purpose of such **MEETING** being to conduct any and all business that may properly come before the regular meeting of the Council.

Respectfully,

s/Beurt SerVaas, President
City-County Council

**TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY—COUNTY COUNCIL OF 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 November 16, 1979, and on November 26, 1979, a copy of CITY—COUNTY GENERAL ORDINANCE NO. 121, 1979.

Respectfully,

s/Beverly S. Rippy
City Clerk

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on November 30, 1979, and on December 7, 1979, a copy of CITY—COUNTY GENERAL ORDINANCE NO. 125, 1979.

Respectfully,

s/Beverly S. Rippy
City Clerk

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and The Indianapolis COMMERCIAL on November 29, 1979 and December 6, 1979, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 550 and 559, 1979, to be held on Monday, December 10, 1979, at 7:00 p.m. in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

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

Ladies and Gentlemen:

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

FISCAL ORDINANCE NO. 145, 1979, amending the City-County Annual Budget for 1979 and appropriating an additional two hundred and seventy thousand dollars in the City General Fund for purposes of the Department of Administration, Central Equipment Management and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 152, 1979, approving temporary tax anticipation borrowing, authorizing the City of Indianapolis to make temporary loans for the use of the Park District Fund and Consolidated County Fund during the period of January 1, 1980, to June 30, 1980, in anticipation of current taxes levied in the year 1979 and collectible in the year 1980, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; ratifying, approving, and confirming the proceedings had and action taken by the Police Special Service District Council, the Fire Special Service District Council, and the Sanitation Solid Waste Special Service District Council in authorizing the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated Fire Force Account, the Firemen's Pension Fund, and the Sanitary Solid Waste General Fund; and fixing a time when this ordinance shall take effect.

GENERAL ORDINANCE NO. 126, 1979, establishing intersection controls at certain intersections.

GENERAL ORDINANCE NO. 127, 1979, establishing intersection controls at certain intersections.

GENERAL ORDINANCE NO. 128, 1979, establishing intersection controls at certain intersections.

GENERAL ORDINANCE NO. 129, 1979, establishing intersection controls at certain intersections.

GENERAL ORDINANCE NO. 130, 1979, amending the Code of Indianapolis and Marion County, Section 29-270, "Parking prohibited during specified hours on certain days."

GENERAL RESOLUTION NO. 15, 1979, ratifying, confirming, and approving the contract entered into on the 8th day of October, 1979, by and between the Indianapolis Power and Light Company, a Corporation, and the City of Indianapolis, Indiana, acting by and through its Department of Public Works, with the approval of its Mayor, for lighting public streets, avenues, alleys, and other public places and buildings, and for furnishing and supplying electric current for light and power for all public buildings, public equipment and other public places.

SPECIAL ORDINANCE NO. 13, 1979, authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1979 (Transcon Lines Project)" in the principal amount of two million five hundred thousand dollars and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 14, 1979 authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1979 (Capitol Supplies, Inc. Project)" in the principal amount of two hundred and fifty thousand dollars and approving and authorizing other actions in respect thereto.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

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 today signed Proposal No. 263, 1979, and am returning herewith Proposal No. 262, 1979, without my signature.

This is the second time during the past year that I have wrestled with this very difficult issue. On both occasions, my overriding objective has been to determine how to provide the best cable television service to the citizens of Indianapolis at the least possible cost and at the earliest possible time. I believe my actions today serve those objectives.

The two proposals sent to me set forth separate mechanisms for the bidding process for cable television franchises. Many Indianapolis citizens were surprised that the Council passed both Proposal No. 262 and Proposal No. 263, even though they are inconsistent on their face. I was deeply disappointed that the Council did not work its will on this extremely important, complex and controversial matter, and the easiest decision for me would have been to avoid the issue by signing both proposals, or by issuing a veto for both.

I rejected the option of signing both ordinances. First, such action would not have resolved a matter which should have been resolved long ago. Secondly, I personally viewed such action as a "cop-out" which would have delayed the installation of cable television throughout the City for an unacceptable period of time as the inevitable litigation moved through the judicial system.

I also rejected the option of a veto for both measures. That, too, would have resulted in inevitable delays. A new City-County Council takes office in January and there will be a high turnover of Council members. It is my belief that this issue would not have been brought forth for reconsideration until spring at the earliest, and that a final vote may not have come until next summer. The prospect of continuing this controversial matter for that length of time would have distracted the Administration's and the Council's attention from the many other important matters which will come before us and, most importantly, would have been a great disservice to the public which is eagerly awaiting the opportunity to hook up to a cable system.

I also believe that a continuation of this process would have only heightened the already existing tensions caused by the formation of different camps within our community on this issue, which polarization is detrimental to the morale, spirit and well-being of our community.

I believe our citizens deserve better! Leadership must be provided! The issue must be resolved!

Therefore, I am signing Proposal No. 263, because I believe it establishes the best method of providing for the prompt and orderly development of cable television service for all the citizens of Indianapolis. First, cable television service for all the citizens of Indianapolis. First, unlike Proposal No. 500, 1978, which I vetoed earlier this year, Proposal No. 263 does not attempt to legitimize the pre-existing 1967 franchise. The validity or invalidity of that franchise is a proper matter for the judicial process and with the present litigation, we will know the answer to that question in the near future. If the court determines that the pre-existing 1967 franchise was improperly awarded, Proposal No. 263 provides a mechanism for insuring that cable television service will be provided residents of that franchise area.

Secondly, Proposal No. 263 provides for free and open competition, with equal opportunity for every interested company, to determine the successful bidder for the "old city" area of Indianapolis which includes more than 100,000 households. This competitive bid process will permit the Council to compare the service and cost provided under the pre-existing 1967 franchise. If there are measurable differences in the quality of service or monthly cost between the two areas, under Proposal 263 the Council has the ability by resolution (and I will support the effort) to reopen for bid, areas now covered by the existing franchise. Until that determination is made, Proposal 263 avoids the possibility of overlapping franchises which can only result in confusion and litigation.

Third, signing Proposal 263 insures that residents of the "old city" can start receiving cable television service as soon as the public bidding process is completed. Residents of the suburban areas of Marion County are already starting to receive such service. Further delay in the bidding process will only result in residents of the "old city" being deprived of a service being offered to suburban residents -- an inequitable situation.

Finally, by signing Proposal 263 we avoid possible litigation concerning the propriety of the Council's action in passing inconsistent ordinances. The Corporation Counsel has advised me that subsequent legislative enactments invalidate inconsistent prior laws and that simultaneous submission to the Mayor of two contradictory pieces of legislation raises serious constitutional problems. If we assume that the Council intended to act in a constitutional manner, a legal argument can be made that only Proposal 263 is properly before me. If I had signed Proposal No. 262, litigation by disgruntled cable companies on that point would only have resulted in further delay in bringing cable service to the citizens of our community. If the Council had preferred the approach contained in Proposal 262, it should have said so clearly.

For the reasons listed above, I am convinced that the interests of all the citizens of Indianapolis are best served by signing Proposal 263 and vetoing Proposal 262. Our citizens want and deserve cable television service as soon as possible and I urge the Council to promptly commence the public bidding process in order to provide that service.

Sincerely yours,

s/William H. Hudnut, III
Mayor

PRESENTATIONS OF PETITIONS, MEMORIALS
SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

Councillor Pearce announced that Mr. Rozelle Boyd had been named Minority Leader in the Democratic Caucus earlier in the evening.

PROPOSAL NO. 599, 1979. Councillor Lyons read the proposal entitled: "A Proposal for a Special Resolution requesting locomotive operations within the Consolidated City to comply with the provisions of the Code of Indianapolis and Marion County, Sec. 26-12, 'Sounding Whistle'." After brief discussion as to the provisions and affects of the proposal, Councillor Durnil moved, seconded by Councillor Brinkman to send this proposal to committee for consideration. A voice vote was taken on this motion, after which, Councillor Lyons called for a division of the house. A roll call vote was then taken on Councillor Durnil's motion to send Proposal No. 599, 1979 to committee. The motion passed and the proposal was later assigned to a committee in "Introduction of Proposals" on the following roll call vote; viz:

16 AYES: *Mrs. Brinkman, Mr. Campbell, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. McGrath, Mr. Miller, Mr. Page, Mrs. Parker, Mr. Patterson, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters*

12 NOES: *Mr. Anderson, Mr. Boyd, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. Pearce, Mr. Schneider, Mr. West*

1 NOT VOTING: *Mr. Kimbell*

PROPOSAL NO. 612, 1979. Councillor Boyd read the proposal entitled: "A Proposal for a Council Resolution in support of the President of the United States and the United States State Department in their actions taken during the past weeks in the Iranian Crisis." Councillor Boyd explained that a similar proposal had been considered at the recent League of Cities convention and had received supportive response. After council discussion during which Mr. Clark suggested that a copy of the resolution also be sent to the embassy in Iran, Councillor Boyd moved, seconded by Councillor Clark to adopt Proposal No. 612, 1979. The proposal was then adopted on a unanimous voice vote. Proposal No. 612, 1979, was retitled COUNCIL RESOLUTION NO. 25, 1979, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 25, 1979

A COUNCIL RESOLUTION in support of the President of the United States and the United States State Department in their actions taken during the past weeks in the Iranian Crisis.

WHEREAS, the Iranian Government has condoned the actions of the Iranian terrorists in taking control of and occupying the United States Embassy in Tehran and holding American hostages; and

WHEREAS, the President of the United States and the United States State Department have been consistent and persistent in demanding the release of all hostages before any negotiations are commended; and

WHEREAS, President Carter has:

- (1) Prohibited the import of Iranian oil; and
- (2) Screened and taken necessary action in deporting illegal Iranians within our country; and
- (3) Attached all Iranian assets located within the United States; and
- (4) Made it quite clear that the Iranian officials will be held responsible if any of the hostages are harmed; now, therefore:

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

SECTION 1. The members of the City-County Council, do hereby commend and support the actions taken by our President and our State Department and encourage them to continue to do whatever is necessary to insure the release of all hostages unharmed; and, further, to make it very clear to the Iranian officials that if any harm comes to the hostages, appropriate and necessary action will be taken to make them accountable to all Americans. SECTION 2. By a copy of this resolution, the City-County Council of the City of Indianapolis will notify the President of the United States and the United States Department of State and the American hostages being held hostage in the embassy in Iran of this action.

PROPOSAL NO. 598, 1979. Councillor Clark read the proposal entitled: "A Proposal for a Special Resolution recommending that the Governor and the Legislature of the State of Indiana name a portion of the interstate expressway commonly known as the inner-loop located in Marion County, 'Martin Luther King, Jr., Expressway';" and requested that it be heard at this time. After discussion, Councillor Dowden moved, seconded by Councillor Brinkman, that this proposal be assigned to the Transportation Committee so that it could be studied further. The motion to send Proposal No. 598, 1979 to the Transportation Committee passed by voice vote.

PROPOSAL NO. 600, 1979. Councillor Parker stated that this proposal approves an intern program for the City-County Council. Mrs. Parker outlined the various conditions and requirements the students would be subject to meet. After discussion, Councillor Parker moved, seconded by Councillor Tinder to adopt said proposal. Proposal No. 600, 1979, was then adopted on the following roll call vote; viz:

28 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mrs. Parker, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Tinder, Mr. Vollmer, Mr. Walters, Mr. West

NO NOES

1 NOT VOTING: Mr. Kimbell

Proposal No. 600, 1979, was retitled COUNCIL RESOLUTION NO. 26, 1979, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 26, 1979

A COUNCIL RESOLUTION approving an educational intern program for the City-County Council.

WHEREAS, the City-County Council believes that an educational intern program will benefit the Council by improving staff support, and:

WHEREAS, the City-County Council believes that the interns involved in the program will have their formal education enhanced by participating in local government functions; now, therefore:

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

SECTION 1. The City-County Council hereby approves an educational intern program as outlined herein:

(1) Interns will be selected primarily from private or public higher educational institutions in Marion

County.

(2) Compensation may be given to an intern if so directed by the President of the Council.

(3) The individual academic institutions will determine the number of credit to be associated with this activity. Each institution will primarily select upperclassmen: juniors, seniors, and graduate students.

(4) The interns will be assigned to a Standing Committee Chairman, the Minority Leader, and the Research Director.

(5) An Ad Hoc Intern Committee, composed of appointees of the President of the Council will conduct interviews to determine the student's special interests and approve their qualifications for the intern program. (6) The Ad Hoc Committee will make recommendations to the Committee on Committees for a final selection of interns.

(7) Each chairman will have a determining voice in who is assigned to his or her committee.

(8) The committee or committees will reassign any student intern where the working relationship has proven to be unsatisfactory.

(9) Each chairman will be asked to report the status of the intern's progress throughout the semester. This progress will be reported through a standardized evaluation form.

(10) With respect to the responsibilities of the intern program, the following job description applies:

The student should have a strong interest in understanding the administrative processes and public policy procedures involved in the actions taken and decisions made by the City-County Council. Benefits from the opportunity to experience and observe some of these operations, responsibility for specific research projects, and information-gathering assignments -- as directed by the Chairman, Minority Leader, and Research Director, exercise initiative in carrying out these assignments. Suitable writing ability is desirable -- nominal typing skill would be helpful. Student needs to possess a satisfactory level of maturity and sophistication in interpersonal communications and work relationships. Must be prepared to accept the need for a flexible hourly work week schedule -- one week may have twice the hours of another. Respect the confidential nature of politically sensitive information, comments, and events.

(11) The number of hours that each intern would spend will be arranged between the intern and the academic institution so that an intern will work the equivalent number of hours required for classroom credit. This may average 8-10 hours per week.

(12) This intern program will be utilized during the regular academic semesters. This in no way affects the previously established summer intern program and the Senior Retired Executive Program.

(13) The Administrative Supervisor for the daily activities of the interns will be provided by the Fiscal Analyst.

(14) Prior to the beginning of each semester, there will be an orientation meeting conducted by the Ad Hoc Intern Committee on the rules, policies, and political sensitivities of the Council. The academic institution will also hold an orientation session with interns and monitor their work progress during the semester.

INTRODUCTION OF GUESTS

Councillor Lyons introduced his father and wife who were in attendance. Mr. Gilmer introduced Mr. Joe Ewing, a local businessman, present for Proposal No. 555, 1979. Councillor Howard introduced Mr. Harry Ginnel, an Indianapolis Policeman, who has worked with Mr. Howard on many fund raising projects. Councillor Vollmer introduced Mr. Jim Black.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 584, 1979. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance authorizing the City of Indianapolis to issue its 'Economic Development Revenue Bonds, Series 1979 (Allied Grocers of Indiana, Inc. Project)' in the principal amount of Two million dollars (\$2,000,000) and approving and authorizing other actions in respect thereto;" and Councillor Tintera requested that since this proposal had been discussed in the Economic Development Committee, this proposal be advanced on the agenda and heard under Special Orders - Final Adoption. Council consent was granted.

PROPOSAL NO. 585, 1979. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance authorizing the City of Indianapolis to issue its 'Economic Development Revenue Bonds, Series 1979 (Technicarbon Company, Inc. Project)' in the principal amount of One million three hundred thousand dollars (\$1,300,000) and approving and authorizing other actions in respect thereto;" and Councillor Tintera requested that this proposal, having been heard in committee, also be advanced on the agenda to be heard under Modifications of Special Orders. Council consent was given.

PROPOSAL NO.586, 1979. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Resolution approving the agreement between the City of Indianapolis and the Ben Davis Conservancy District for sewage transportation and treatment services and recommending Council action;" Councillor Coughenour moved that this proposal, having been heard in the Public Works Committee, be heard under Modifications of Special Orders. Council consent was given.

PROPOSAL NO. 587, 1979. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance establishing intersection controls at certain intersections [Amends Code Section 29-92];" Councillor McGrath explained that this proposal has been heard in the Transportation Committee, and then moved that this proposal be advanced on the agenda, and heard under Modifications of Special Orders; seconded by Councillor Durnil. Council consent was granted.

PROPOSAL NOS. 588-595, 1979. Introduced by President SerVaas. The Clerk read the proposals entitled: "Council Resolutions expressing commendation and appreciation for the public service of George E. Anderson, Paul F. Cantwell, Alan R. Kimbell, Jack Patterson, Thomas E. Pearce, John G. Tinder, A. Keith Walters, and Max Lyons;" the Council Resolutions were then adopted on a unanimous voice vote. Proposal Nos. 588-595, 1979 were retitled COUNCIL RESOLUTION NOS. 27-34, 1979, respectively, and read as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 1979

A COUNCIL RESOLUTION expressing commendation and appreciation for the public service of George E. Anderson.

WHEREAS, George E. Anderson, has served as a Councillor on the City-County Council since January 1, 1976; and

WHEREAS, George E. Anderson, has served on the County and Townships, Parks and Recreation, Public Works committees, and

WHEREAS, George E. Anderson, has served the citizens of Indianapolis in furtherance of his oath of office and has performed these duties well and in the best interests of the public; now, therefore:

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

SECTION 1. The City-County Council hereby commends and expresses appreciation for the public service of George E. Anderson.

SECTION 2. The Clerk of the City-County Council is instructed to present a certificate to George E. Anderson, in recognition of his devoted service.

WHEREAS, Jack Patterson, has served the citizens of Indianapolis in furtherance of his oath of office and has performed these duties well and in the best interests of the public; now, therefore:

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

SECTION 1. The City-County Council hereby commends and expresses appreciation for the public service of Jack Patterson.

SECTION 2. The Clerk of the City-County Council is instructed to present a certificate to Jack Patterson, in recognition of his devoted service.

CITY—COUNTY COUNCIL RESOLUTION NO. 31, 1979

A COUNCIL RESOLUTION expressing commendation and appreciation for the public service of Thomas E. Pearce.

WHEREAS, Thomas E. Pearce, has served as a Councillor on the City-County Council since January 1, 1976; and

WHEREAS, Thomas E. Pearce, has served on the Transportation, Parks and Recreation committees, and as a Minority Leader, and

WHEREAS, Thomas E. Pearce, has served the citizens of Indianapolis in furtherance of his oath of office and has performed these duties well and in the best interests of the public; now, therefore:

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

SECTION 1. The City-County Council hereby commends and expresses appreciation for the public service of Thomas E. Pearce.

SECTION 2. The Clerk of the City-County Council is instructed to present a certificate to Thomas E. Pearce, in recognition of his devoted service.

CITY—COUNTY COUNCIL RESOLUTION NO. 32, 1979

A COUNCIL RESOLUTION expressing commendation and appreciation for the public service of John G. Tinder.

WHEREAS, John G. Tinder, has served as a Councillor on the City-County Council since June 17, 1975, and;

WHEREAS, John G. Tinder, has served on the Rules and Policy Committee as past Chairman, the Public Safety and Criminal Justice Committee, and

WHEREAS, John G. Tinder, has served the citizens of Indianapolis in furtherance of his oath of office and has performed these duties well and in the best interests of the public; now, therefore:

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

SECTION 1. The City-County Council hereby commends and expresses appreciation for the public service of John G. Tinder.

SECTION 2. The Clerk of the City-County Council is instructed to present a certificate to John G. Tinder, in recognition of his devoted service.

CITY—COUNTY COUNCIL RESOLUTION NO. 28, 1979

A COUNCIL RESOLUTION expressing commendation and appreciation for the public service of Paul F. Cantwell.

WHEREAS, Paul F. Cantwell, has served as a Councillor on the City-County Council since the formation of this legislative body; and

WHEREAS, Paul F. Cantwell, has served on the Transportation, Parks and Recreation, Public Works, Rules and Policy committees, and as Minority Leader, and

WHEREAS, Paul F. Cantwell, has served the citizens of Indianapolis in furtherance of his oath of office and has performed these duties well and in the best interests of the public; now, therefore:

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

SECTION 1. The City-County Council hereby commends and expresses appreciation for the public service of Paul F. Cantwell.

SECTION 2. The Clerk of the City-County Council is instructed to present a certificate to Paul F. Cantwell, in recognition of his devoted service.

CITY—COUNTY COUNCIL RESOLUTION NO. 29, 1979

A COUNCIL RESOLUTION expressing commendation and appreciation for the public service of Alan R. Kimbell.

WHEREAS, Alan R. Kimbell, has served as a Councillor on the City-County Council since the formation of this legislative body; and

WHEREAS, Alan R. Kimbell, has served on the Rules and Policy Committee as past Chairman, Municipal Corporations Committee, and as a Vice-President and Majority Leader; and

WHEREAS, Alan R. Kimbell, has served the citizens of Indianapolis in furtherance of his oath of office and has performed these duties well and in the best interests of the public; now, therefore:

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

SECTION 1. The City-County Council hereby commends and expresses appreciation for the public service of Alan R. Kimbell.

SECTION 2. The Clerk of the City-County Council is instructed to present a certificate to Alan R. Kimbell, in recognition of his devoted service.

CITY—COUNTY COUNCIL RESOLUTION NO. 30, 1979

A COUNCIL RESOLUTION expressing commendation and appreciation for the public service of Jack Patterson.

WHEREAS, Jack Patterson, has served as a Councillor on the City-County Council since the formation of this legislative body; and

WHEREAS, Jack Patterson, has served on the Municipal Corporations Committee as past Chairman, the Transportation Committee; and

CITY—COUNTY COUNCIL RESOLUTION NO. 33, 1979

A COUNCIL RESOLUTION expressing commendation and appreciation for the public service of A. Keith Walters.

WHEREAS, A. Keith Walters, has served as a Councillor on the City-County Council since January 1, 1976; and

WHEREAS, A. Keith Walters, has served on the Economic Development, and Metropolitan Development committees, and

WHEREAS, A. Keith Walters, has served the citizens of Indianapolis in furtherance of his oath of office and has performed these duties well and in the best interests of the public; now, therefore:

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

SECTION 1. The City-County Council hereby commends and expresses appreciation for the public service of A. Keith Walters.

SECTION 2. The Clerk of the City-County Council is instructed to present a certificate to A. Keith Walters, in recognition of his devoted service.

CITY—COUNTY COUNCIL RESOLUTION NO. 34, 1979

A COUNCIL RESOLUTION expressing commendation and appreciation for the public service of Max Lyons.

WHEREAS, Max Lyons, has served as a Councillor on the City-County Council since July 7, 1978; and

WHEREAS, Max Lyons, has served on the Parks and Recreation, Transportation, and Public Works Committees, and

WHEREAS, Max Lyons, has served the citizens of Indianapolis in furtherance of his oath of office and has performed these duties well and in the best interests of the public; now, therefore:

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

SECTION 1. The City-County Council hereby commends and expresses appreciation for the public service of Max Lyons.

SECTION 2. The Clerk of the City-County Council is instructed to present a certificate to Max Lyons in recognition of his devoted service.

PROPOSAL NO. 596, 1979. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Council Resolution requesting the Director of the Community Development Agency to petition the Federal Government in regards to the Marion County Home;" Councillor Schneider requested that this proposal be advanced on the agenda and heard under Special Orders - Final Adoption. Council consent was given.

PROPOSAL NO. 597, 1979. The sponsor of this proposal withdrew it from introduction.

PROPOSAL NO. 598, 1979. Introduced by Councillors Clark and Howard. The Clerk read the proposal entitled: "A Special Resolution recommending that the Governor and the Legislature of the State of Indiana name a portion of the interstate expressway commonly known as the inner-loop located in Marion County, 'Martin Luther King, Jr., Expressway';" and the President referred it to the Transportation Committee.

PROPOSAL NO. 599, 1979. Introduced by Councillor Lyons. The Clerk read the proposal entitled: "A Proposal for a Special Resolution requesting locomotive operations within the Consolidated City to comply with the provisions of Sec. 26-12, 'Sounding Whistle' of the Code of Indianapolis and Marion County;" and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 601-602, 1979. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Rezoning Ordinances certified from the Metropolitan Development Commission on December 7, 1979;" and the President assigned them to the Committee of the Whole to be heard under Special Orders-Final Adoption.

PROPOSAL NOS. 603-611, 1979. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Rezoning Ordinances certified from the Metropolitan Development Commission on December 6, 1979." Councillor Clark moved that Proposal No. 603, 1979 be held out for a public hearing on the next scheduled meeting of the Council, January 7, 1980. Council consent was given. Councillor Gilmer moved that Proposal No. 607, 1979 also be held out for a public hearing on January 7, 1980; Council consent was given.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 552, 1979. Due to public interest, Councillor Tintera requested that this proposal be heard at this time. Mr. Tintera explained that this proposal authorizes economic development bonds in the amount of \$1,000,000 for the RCA Project; it received a "do pass" recommendation from the Economic Development Committee. Mr. Collins, representing RCA was present to answer any questions the Council might have concerning the proposed project. After brief discussion, Councillor Tintera moved for adoption, seconded by Councillor Schneider. Proposal No. 552, 1979, was then adopted on the following roll call vote; viz:

27 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mrs. Parker, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, Mr. West

NO NOES

2 NOT VOTING: Mr. Cantwell, Mr. Kimbell

Proposal No. 552, 1979, was retitled SPECIAL RESOLUTION NO. 48, 1979, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 48, 1979

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 "City") is authorized by IC 18-6-4.5 (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 and equipping of said facilities either directly or by loan to a company and said facilities to be either owned by or leased or sold to a company; and

WHEREAS, RCA Corporation (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City acquire, construct and equip certain economic development facilities and sell or lease the same to the Company or that the City loan the proceeds for such a financing to the Company to be used in the modernization of one of the buildings occupied by the Consumer Electronics Division of the Company known as Building No. 1 which is a 60 year old building containing approximately 106,000 square feet located at 501 North LaSalle Street, Indianapolis, Indiana (the "Project"). The total investment in the modernization will be approximately \$6 million of which approximately \$1.5 million will be used for a new air conditioning plant for which the \$1 million shall issue financing has been requested; and

WHEREAS, the diversification of economic development and increase in job opportunities to be achieved by the acquisition, construction, and equipping of the Project will be of public benefit to the health, safety and general welfare of the City and its citizens in that the total modernization will employ approximately 44 skilled construction workers for an average of 21 months of which 12 will be involved in the air conditioning project and thereafter 14 new permanent jobs will be created in 1980 and 5 more in 1981; and

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

WHEREAS, the acquisition and construction of the facilities will not have an adverse competitive effect of any similar facility already constructed or operating in or about Indianapolis, Indiana; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Indianapolis, Indiana, and in Marion County, is desirable to preserve the health safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said City take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said City.

SECTION 2. The City-County Council further finds, determines, ratifies, and confirms that the issuance and sale of revenue bonds of the City ("Issuer") in an approximate amount of \$1,000,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Company or the loaning of the proceeds of such a financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company to proceed with the acquisition, construction and equipping of the Project, the City-County Council hereby finds, determines, ratifies, and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

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

PROPOSAL NO. 553, 1979. Councillor Tintera explained that this proposal is a Special Resolution authorizing economic development bonds in the amount of \$2,250,000 for the Paper Art Company Project; the proposal received a "do pass" recommendation from the Economic Development Committee. The company has its base in Indianapolis and the economic development bonds will enable the Paper Art Company to expand due to its rapid growth. Mr. Tim Hollingsworth, representing the Paper Art Company, was also present to answer any questions. After discussion, Proposal No. 553, 1979, was adopted on the following roll call vote; viz:

27 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mrs. Parker, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, Mr. West

NO NOES

2 NOT VOTING: Mr. Cantwell, Mr. Kimbell

Proposal No. 553, 1979, was retitled SPECIAL RESOLUTION NO. 49, 1979, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO.49, 1979

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 "City") is authorized by IC 18-6-4.5 (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 and equipping of said facilities to be either directly owned by a company or leased or sold to a company; and

WHEREAS, Paper Art Company, Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City acquire, construct and equip certain economic development facilities and sell or lease the same to the Company or that the City loan the proceeds for such a financing to the Company for such purposes, said economic development facility to be an approximately 29,000 square foot manufacturing and distribution facility for paper printing and packaging and the machinery and equipment to be installed therein, to be located at 3500 North Arlington Avenue, Indianapolis, Indiana, on an approximate 9 acre tract of land within the City of Indianapolis (the "Project"); and

WHEREAS, the diversification of economic development and increase in job opportunities (12 new jobs added at the end of one year and 25 new jobs at the end of three years) to be achieved by the acquisition, construction, and equipping of the Project will be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, Polk Industries, Inc. will guaranty all bond payments if required by the bond purchaser(s); and

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

WHEREAS, the acquisition and construction of the facilities will not have an adverse competitive effect of any similar facility already constructed or operating in or about Indianapolis, Indiana; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Indianapolis, Indiana, and in Marion County, is desirable to preserve the health safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said City take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said City.

SECTION 2. The City-County Council further finds, determines, ratifies, and confirms that the issuance and sale of revenue bonds of the City ("Issuer") in an approximate amount of \$2,250,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Company or the loaning of the proceeds of such a financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company to proceed with the acquisition, construction and equipping of the Project, the City-County Council hereby finds, determines, ratifies, and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

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

PROPOSAL NO. 584, 1979. Councillor Tintera explained that this proposal authorizes economic development bonds in the amount of \$2,000,000 for the Allied Grocers, Inc. Project; it received a "do pass" recommendation from the Economic Development Committee. Representatives from Allied Grocers, Inc. were present. Councillor Tintera moved, seconded by Councillor Walters, for adoption of Proposal No. 584, 1979. The proposal was then adopted on the following roll call vote; viz:

27 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mrs. Parker, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, Mr. West

NO NOES

2 NOT VOTING: Mr. Cantwell, Mr. Kimbell

Proposal No. 584, 1979, was retitled SPECIAL ORDINANCE NO. 15, 1979, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 15, 1979

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1979 (Allied Grocers of Indiana, Inc. Project)" in the principal amount of Two Million Dollars (\$2,000,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Allied Grocers of Indiana, Inc. facilities, and the Metropolitan Development Commission of Marion County has been given an opportunity to comment thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 7, 1979, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities of Allied Grocers of Indiana, Inc. complies with the purposes and provisions of Indiana Code 18-6-4.5 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of Loan Agreement, Note and Mortgage and Indenture of Trust, Official Statement and Bond Purchase Agreement (such documents being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Allied Grocers of Indiana, Inc. for the purpose of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana, the repayment of said loan by Allied Grocers of Indiana, Inc. to be evidenced and secured by a promissory note of Allied Grocers of Indiana, Inc. and the securing of said revenue bonds by the mortgaging of such facilities to the Trustee under the Mortgage and Indenture of Trust, will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Note, Mortgage and Indenture of Trust, Official Statement and Bond Purchase Agreement approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be kept on file by the Clerk of the Council or the City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bonds, Series 1979 (Allied Grocers of Indiana, Inc. Project) in the total principal amount of Two Million Dollars (\$2,000,000) for the purpose of procuring funds to loan to Allied Grocers of Indiana, Inc. in order to finance the economic development facilities, as more particularly set out in the Mortgage and Indenture of Trust and Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Allied Grocers of Indiana, Inc. on its promissory note in the aggregate principal amount of Two Million Dollars (\$2,000,000) which will be executed and delivered by Allied Grocers of Indiana, Inc. to evidence and secure said loan, from other sources under the Loan Agreement and as otherwise provided in the above-described Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller is authorized and directed to sell such Bonds to the purchasers thereof at a state rate of interest on the Bonds not to exceed 9.625% per annum and at a price not less than 95.5% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bonds authorized herein. The signatures of the Mayor and City Clerk on the Bonds and coupons may be facsimile signatures. The City Clerk or City Controller is authorized to arrange for the delivery of such Bonds to the purchasers thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust.

SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bonds, Series 1979 (Allied Grocers of Indiana, Inc. Project), after the issuance of said Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as any of said Bonds or the interest thereon remain unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after compliance with Indiana Code 18-4-5-2.

[Clerk's Note: Mrs. Parker was excused from the Council Chambers at this time.]

PROPOSAL NO. 585, 1979. Councillor Tintera reported for the Economic Development Committee that this proposal authorizes economic development bonds for the Technicarbon Company, Inc. and it received a "do pass" recommendation from the Economic Development Committee. The economic development bonds will finance the relocation of the company's facilities. After discussion, Councillor Tintera moved for adoption, seconded by Councillor Gilmer. Proposal No. 585, 1979, was then adopted on the following roll call vote; viz:

25 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

4 NOT VOTING: Mr. Cantwell, Mr. Kimbell, Mrs. Parker, Mr. Walters

Proposal No. 585, 1979, was retitled SPECIAL ORDINANCE NO. 16, 1979, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 16, 1979

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1979 (Technicarbon Company, Inc. Project)" in the principal amount of One Million Three Hundred Thousand Dollars (\$1,300,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Technicarbon Company, Inc. facilities, and the Metropolitan Development Commission of Marion County has been given an opportunity to comment thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on December 5, 1979, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities of Technicarbon Company, Inc. complies with the purposes and provisions of Indiana Code 18-6-4.5 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of Loan Agreement, Note and Mortgage and Indenture of Trust, (such documents being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Technicarbon Company, Inc. for the purpose of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana, the repayment of said loan by Technicarbon, Company, Inc. to be evidenced and secured by a promissory note of Technicarbon Company, Inc. and the securing of said revenue bonds by the mortgaging of such facilities to the Trustee under the Mortgage and Indenture of Trust, will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Note, Mortgage and Indenture of Trust, approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be kept on file by the Clerk of the Council or the City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bonds, Series 1979 (Technicarbon Company, Inc Project) in the total principal amount of One Million Three Hundred Thousand Dollars (\$1,300,000) for the purpose of procuring funds to loan to Technicarbon, Company, Inc. in order to finance the economic development facilities, as more particularly set out in the Mortgage and Indenture of Trust and Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Technicarbon Company, Inc. on its promissory note in the aggregate amount of One Million Three Hundred Thousand Dollars (\$1,300,000) which will be executed and delivered by Technicarbon Company, Inc. to evidence and secure said loan, from other sources under the Loan Agreement, and as otherwise provided in the above-described Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller is authorized and directed to sell such Bonds to the purchasers thereof at a stated rate of interest on the Bonds not to exceed 6.25% per annum and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bonds authorized herein. The signatures of the Mayor and City Clerk on the Bonds and cou-

pons may be facsimile signatures. The City Clerk or City Controller is authorized to arrange for the delivery of such Bonds to the purchasers thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust.

SECTION 6. The provisions of this ordinance and the mortgage and Indenture of Trust securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bonds, Series 1979 (Technicarbon Company, Inc. Project), after the issuance of said Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as any of said Bonds or the interest thereon remain unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after compliance with procedure required by Indiana Code 18-4-5-2.

PROPOSAL NO. 586, 1979. Councillor Coughenour stated that this proposal approves the agreement between the City and the Ben Davis Conservancy District for sewage transportation and treatment services; it received a "do pass" recommendation from the Public Works Committee. Mrs. Coughenour reported that the proposal is similar to those agreements passed for Greenwood and Beech Grove. Mrs. Coughenour moved for adoption of Proposal No. 586, 1979, seconded by Councillor Page. The proposal was then adopted on the following roll call vote; viz:

25 AYES: *Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, Mr. West*

1 NO: *Mr. Miller*

3 NOT VOTING: *Mr. Cantwell, Mrs. Parker, Mr. Kimbell*

Proposal No. 586, 1979, was retitled GENERAL RESOLUTION NO. 16, 1979, and reads as follows:

CITY—COUNTY GENERAL RESOLUTION NO. 16, 1979

A GENERAL RESOLUTION approving the agreement between the City of Indianapolis and the Ben Davis Conservancy District for sewage transportation and treatment services and recommending Council action.

WHEREAS, the Department of Public Works of the City of Indianapolis (Department) and the Ben Davis Conservancy District under which the Department accepts and treats sewage generated within the District; and

WHEREAS, the Department and District desire to continue their contractual agreement, but are required to modify the agreement so that it will conform to the requirements of the Federal Clean Water Act, 33 U.S.C. 1251; and

WHEREAS, State Law (IC 18-5-1.5) permits interagency agreements concerning necessary governmental services, including sewage transportation and treatment; and requires approval of such agreements by the legislative bodies of the contracting entities, which for Department is the City-County Council of Indianapolis and Marion County, Indiana; and

WHEREAS, the Board of Directors of the District has approved a supplemental agreement between the District and the Department; now, therefore:

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

SECTION 1. The Agreement between the City of Indianapolis and the Ben Davis Conservancy District for sewage transportation and treatment services attached hereto as Exhibit "A" and incorporated herein, is approved and the Director is authorized to sign the agreement in behalf of this Board.

SECTION 2. The Agreement be, and hereby is recommended to the City-County Council of Indianapolis and Marion County, Indiana, for ratification and for authorization for the Mayor of Indianapolis to approve said agreement.

PROPOSAL NO. 587, 1979. Councillor McGrath stated that this proposal is a routine traffic ordinance establishing intersection controls in the vicinity of Dabney Court; it received a "do pass" recommendation from the Transportation Committee. After brief discussion, Proposal No. 587, 1979, was adopted on the following roll call vote; viz:

25 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

4 NOT VOTING: Mr. Cantwell, Mr. Kimbell, Mrs. Parker, Mr. Walters

Proposal No. 587, 1979, was retitled GENERAL ORDINANCE NO. 131, 1979, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 132, 1979

A GENERAL ORDINANCE establishing intersection controls at certain intersections [Amends Code Section 29-92].

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

PART I

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

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
16, Pg. 3	Dabney Ct. & Dabney Dr.	Dabney Dr.	Yield
46, Pg. 2	Browning Dr. (N. Leg) & Winchester Dr.	Browning Dr. (SB)	Stop
24, Pg. 16	White River Pkwy. E.Dr. & 10th Street	10th Street	Stop

PART II

Violations of this ordinance shall be subject to those penalties now provided in the Code of Indianapolis and Marion County for violations of the sections amended by this ordinance.

PART III

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

SPECIAL ORDERS – PUBLIC HEARING

PROPOSAL NO. 463, 1979. Councillor Schneider reported that the County & Townships Committee had voted unanimously to send this proposal to the full Council with a "to be stricken" recommendation. Councillor Schneider then moved, seconded by Councillor Gilmer to strike Proposal No. 463, 1979. The motion to strike Proposal No. 463, 1979, carried by unanimous voice vote .

PROPOSAL NO. 550, 1979. Councillor West explained that this proposal appropriates an additional \$51,662 to pay additional payroll expenses of the County Sheriff. The need for additional money resulted from the agency not having the vacancy factor as previously anticipated in the budget hearings. The Council recessed to a Committee of the Whole for a public hearing at 8:10 p.m. and reconvened at 8:11 p.m. Proposal No. 550, 1979, was then adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Vollmer, Mr. West

1 NO: Mr. Tintera

5 NOT VOTING: Mr. Cantwell, Mr. Gilmer, Mr. Kimbell, Mrs. Parker, Mr. Walters

Proposal No. 550, 1979, was retitled FISCAL ORDINANCE NO. 153, 1979, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 153, 1979

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) and appropriating an additional Fifty-one thousand six hundred sixty-two dollars (\$51,662) in the County General Fund for purposes of the Marion County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.04 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of meeting the last payroll of 1979.

SECTION 2. The sum of Fifty-one thousand six hundred sixty-two dollars (\$51,662) 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:

MARION COUNTY SHERIFF	COUNTY GENERAL FUND
10. Personal Services	\$48,678
AUDITOR	
25. Current Obligations	<u>2,984</u>
TOTAL INCREASES	<u>\$51,662</u>

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

COUNTY GENERAL FUND	
Unappropriated and Unencumbered	
County General Fund	<u>\$51,662</u>
TOTAL REDUCTIONS	<u>\$51,662</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 559, 1979. Councillor Coughenour stated that the Public Works Committee heard this proposal appropriating an additional \$1,098,000 for the Sanitary Division for sewer mapping. Mrs. Coughenour reported that the committee had heard testimony as to the need for the maps by Allen Armstrong. Mrs. Coughenour also told the council that no definite contract had been drawn for the mapping, however, they were in the process of receiving bids. The Council recessed to a Committee of the Whole for a public hearing at 8:21 p.m. and reconvened at 8:22 p.m. After further discussion, Proposal No. 559, 1979, was adopted on the following roll call vote; viz:

25 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

1 NO: Mr. Cantwell

3 NOT VOTING: Mr. Kimbell, Mrs. Parker, Mr. Walters

Proposal No. 559, 1979, was retitled FISCAL ORDINANCE NO. 154, 1979, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 154, 1979

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) and appropriating an additional One million ninety-eight thousand dollars (\$1,098,000) in the Sanitation General Fund for purposes of the Department of Public Works, Sanitary (Liquid Waste) Division and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of mapping Marion County for sanitary and storm sewer planning.

SECTION 2. The sum of One million ninety-eight dollars (\$1,098,000) 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:

PUBLIC WORKS	SANITATION GENERAL FUND
SANITARY (LIQUID WASTE)	
21. Contractual Services	<u>\$1,098,000</u>
TOTAL INCREASES	<u>\$1,098,000</u>

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

PUBLIC WORKS	SANITATION GENERAL FUND
SANITARY (LIQUID WASTE)	
Unappropriated and Unencumbered	
Sanitation General Fund	<u>\$1,098,000</u>
TOTAL REDUCTIONS	<u>\$1,098,000</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

SPECIAL ORDERS — FINAL ADOPTION

PROPOSAL NO. 309, 1979. Councillor Tinder reported for the Rules and Policy Committee that this proposal adds a new Section 6-39: "Keeping of fowl prohibited" to the Code of Indianapolis and Marion County. He added that this proposal had been tabled in Council and returned by the Committee without recommendation. Mr. Tinder then moved that Proposal No. 309, 1979 be stricken seconded by the proposal's sponsor, Mr. Patterson. The motion to strike Proposal No. 309, 1979 carried by unanimous voice vote.

PROPOSAL NO. 279, 1979. Councillor Tinder stated that this proposal amends Section 2-93 of the Code regarding action on Council Resolutions; the Rules and Policy Committee had recommended that this proposal be stricken. After brief discussion, Councillor Tinder moved, seconded by Councillor Patterson to strike Proposal No. 279, 1979. The motion to strike carried by unanimous voice vote.

PROPOSAL NO. 560, 1979. Councillor Tinder reported that this proposal allows the Ethics Board to increase the minimum salary over which financial disclosure statements are required. After discussion during which Councillor Vollmer inquired as to the level of the financial statement in respect to inflation, Councillor Tinder moved that this proposal be sent back to the Rules and Public Policy Committee for further analysis, seconded by Councillor Tintera. The motion to send Proposal No. 560, 1979, back to committee carried by voice vote.

PROPOSAL NO. 561, 1979. President SerVaas explained that this proposal establishes regular council meeting dates for 1980, subject to ratification by the "new" Council. Having received a "do pass" recommendation from the Rules and Public Policy Committee, Proposal No. 561, 1979 was adopted by unanimous voice vote. Proposal No. 561, 1979, was retitled COUNCIL RESOLUTION NO. 36, 1979, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 36, 1979

A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1980.

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 for regular meetings for the year 1980:

- | | | | |
|-----------------------|-----------|-------------------------|-----------|
| (1) January 7, 1980 | 7:00 p.m. | (12) July 7, 1980 | 7:00 p.m. |
| (2) January 21, 1980 | 7:00 p.m. | (13) July 28, 1980 | 7:00 p.m. |
| (3) February 11, 1980 | 7:00 p.m. | (14) August 18, 1980 | 7:00 p.m. |
| (4) March 3, 1980 | 7:00 p.m. | (15) September 8, 1980 | 7:00 p.m. |
| (5) March 24, 1980 | 7:00 p.m. | (16) September 22, 1980 | 7:00 p.m. |
| (6) April 7, 1980 | 7:00 p.m. | (17) October 6, 1980 | 7:00 p.m. |
| (7) April 21, 1980 | 7:00 p.m. | (18) October 20, 1980 | 7:00 p.m. |
| (8) May 7, 1980 | 7:00 p.m. | (19) November 5, 1980 | 7:00 p.m. |
| (9) May 19, 1980 | 7:00 p.m. | (20) November 24, 1980 | 7:00 p.m. |
| (10) June 2, 1980 | 7:00 p.m. | (21) December 15, 1980 | 7:00 p.m. |
| (11) June 16, 1980 | 7:00 p.m. | | |

PROPOSAL NO. 562, 1979. Councillor Tinder stated that this proposal reduces the annual number of compensated council meetings and adjusts the meeting per diem accordingly; it received a unanimous "do pass" recommendation from the Rules and Public Policy Committee. After further explanation as to the dates of the meetings, from President SerVaas, at the request of Mr. Gilmer, Proposal No. 562, 1979, was adopted on the following roll call vote; viz:

20 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Vollmer, Mr. West

6 NOES: Mr. Durnil, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Tintera

3 NOT VOTING: Mr. Kimbell, Mrs. Parker, Mr. Walters

Proposal No. 562, 1979, was retitled GENERAL ORDINANCE NO. 132, 1979, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 132, 1979

A GENERAL ORDINANCE fixing the compensation payable to council members of the City-County Council for the years 1980, 1981, 1982, and 1983.

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, specifically, "Sec. 2-21. Compensation of councilmen," be, and is hereby amended by the deletion of the cross-hatched and insertion of the underlined figures, to wit:

Sec. 2-21. Compensation for councillors.

A.

(1) Each member of the City-County Council shall receive an annual salary as set forth in subsection B, payable bi-weekly.

(2) Each member of the City-County Council shall receive in addition to the annual salary, a per diem allowance for each regular council meeting attended, but not for more than two (2) regular meetings in any calendar month, attendance to be determined solely on the basis of the roll call taken at the opening of each regular meeting, except the council may, by separate resolution, authorize the per diem fee to be paid to a member representing the council on a specific council assignment. This per diem fee is set forth in subsection B. The council by separate resolution may authorize more than two (2) regular meetings per month if said additional meeting is in the best interest of the city, provided that no more than 24 ~~31~~ regular meetings may be held in a calendar year.

(3) Each member of the City-County Council, in addition to the annual salary and per diem for council meetings, shall receive a per diem for attendance at each meeting of a committee of which he is a member, not to exceed three (3) meetings per month. The per diem fee is set forth in subsection B.

(4) In addition to the annual salary and per diem fees, the officers of the council shall receive the following ~~additional~~ compensation:

(a) The president shall be paid an annual compensation as set forth in subsection B.

(b) The vice-president, majority leader, and minority leader shall be paid an annual compensation as set forth in subsection B.

(c) The chairman of each standing committee, the president of the Police Special Service District Council, the president of the Fire Special Service District Council, and the president of the Solid Waste Special Service District Council shall be paid an annual compensation as set forth in subsection B.

No member shall be entitled to but one additional compensation as provided in subsection A(4), and the right to each such additional compensation shall be established by the council resolution providing for the organization of the Council.

B.

The following schedule of compensation shall be applied to the compensation of subsection A.

	1980	1981	1982	1983
Base salary (per annum)	\$3,700	\$3,800	\$3,900	\$4,000
Regular Council Meeting	155 <u>62.50</u>	150 <u>68.50</u>	155 <u>74</u>	170 <u>80</u>
Committee mtg. (per diem)	30	35	40	45
Pres. of Council (per diem)	1,200	1,200	1,200	1,200
Vice-Pres. Majority Leader, Minority Leader (per annum)	600	600	600	600
Pres. of Special Service District Councils, Committee Chairmen (per annum)	400	400	400	400

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 411, 1979. Councillor Schneider moved that this proposal appropriating an additional \$200,000 for the repair of the County Home roof be stricken. Councillor Schneider requested that Proposal No. 596, 1979 be heard immediately after action on Proposal No. 411, and urged the council to consider Proposal No. 596, 1979, as a alternative solution to provide the County Home with the money to finance the new roof. Council consent was given for Proposal No. 596, 1979 to be heard. Mr. Schneider's motion to strike Proposal No. 411, 1979, was seconded by Councillor Brinkman. The motion to strike Proposal No. 411, 1979, carried by voice vote.

PROPOSAL NO. 596, 1979. Councillor Schneider reported that due to the lack of available funds in the County General Fund, the request to the Director of the Community Development agency to petition the Federal Government to investigate the possiblity of using Community Development money for repairing the County Home's roof was feasible. Councillor Schneider further stated that he had not formally spoken with the administration of the Community Development agency, however, indications show that there could be sufficient roll-over funds. In the event that such funds are unavailable, or that the County Home isn't authorized by HUD for such relief, a request for a bond issue may be necessary. After discussion, Proposal No. 596, 1979, was then adopted on the following roll call vote; viz:

19 AYES: Mr. Anderson, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

3 NOES: Mr. Boyd, Mr. Howard, Mrs. Journey

7 NOT VOTING: Mr. Cantwell, Mr. Dowden, Mr. Hawkins, Mr. Kimbell, Mr. Lyons, Mrs. Parker, Mr. Walters

Proposal No. 596, 1979, was retitled COUNCIL RESOLUTION NO. 35, 1979, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 35, 1979

A COUNCIL RESOLUTION requesting the Director of the Community Development Agency to petition the Federal Government in regards to the Marion County Home.

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 requests the Director of the Community Development Agency to petition the Federal Government to investigate the possibility of using unencumbered Community Development money to repair the Marion County Home roof in the amount \$200,000.

[Clerk's Note: The Council recessed at 8:57 p.m. and reconvened at 9:09 p.m.]

PROPOSAL NO. 523, 1979. Councillor Schneider reported for the County & Townships Committee that this proposal corrects salary schedules for certain county offices, appropriating no new money. After discussion, Councillor Schneider moved for adoption, seconded by Mr. Campbell. Proposal No. 523, 1979, was then adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

7 NOT VOTING: Mr. Cantwell, Mr. Clark, Mr. Hawkins, Mr. Kimbell, Mr. Page, Mrs. Parker, Mr. Walters

Proposal No. 523, 1979, was retitled FISCAL ORDINANCE NO. 155, 1979, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 155, 1979

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) authorizing changes in the personnel compensation schedule, Section 2.03 of various county offices due to technical over-sights in the preparation of proposals.

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

SECTION 1. Section 2.03 of City-County Fiscal Ordinance No. 91, 1978 be amended to state:

(a) (2) COUNTY AUDITOR

PERSONNEL CLASSIFICATION	MAXIMUM NUMBER	MAXIMUM SALARY	MAXIMUM PER CLASSIFICATION
Deputy Auditors	2	23,287	43,642
Department Supervisors	10	13,558	94,091
Dept. Asst. Supervisors	5	8,487	32,393
Admin. Secretaries	3	11,192	30,318
Key punch Operators	2	7,002	13,800
General Office Clerical	12	7,570	69,000
Transfer Clerks	2	8,200	15,600
CETA	3	7,320	21,642
Temporary	—		40,000
	39		

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of total personal services appropriation of \$400,420.

(a) (7) COUNTY RECORDER

PERSONNEL CLASSIFICATION	MAXIMUM NUMBER	MAXIMUM SALARY	MAXIMUM PER CLASSIFICATION
Deputies	2	15,341	27,021
Adm. Secretary	1	8,991	8,860
Technicians	9	10,471	72,684
Statistical Typists	3	7,581	22,743
Technical Clerks	10	9,326	82,918
Technical Mail Clerk	1	8,498	8,498
CETA	6	6,032	34,500
Temporary	—		9,000
	32		

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of total personal services appropriation of \$254,401.

(d) (2) DECATUR TOWNSHIP ASSESSOR

PERSONNEL CLASSIFICATION	MAXIMUM NUMBER	MAXIMUM SALARY	MAXIMUM PER CLASSIFICATION
Deputies	4	10,360	37,504
Temporary Salaries	—		8,993
	4		

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of total personal services appropriation of \$64,197.

(d) (9) WAYNE TOWNSHIP ASSESSOR			
PERSONNEL CLASSIFICATION	MAXIMUM NUMBER	MAXIMUM SALARY	MAXIMUM PER CLASSIFICATION
Deputies - Management	4	15,091	48,841
Deputies - Assessing	9	9,864	75,149
Deputies - Clerks Assessing	3	7,638	21,900
Temporary Help	16	(\$25 per day)	9,420

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of total personal services appropriation of \$178,910.

PROPOSAL NO. 524, 1979. Councillor Schneider explained that this proposal transfers monies in the budget of the Warren Township Assessor. Mr. Schneider then moved, seconded by Councillor Anderson, the following:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 524, 1979, by deleting the introduced version and substituting therefor, the proposal entitled: "Proposal No. 524, 1979, Committee Recommendations."

Councillor Schneider

Councillor Schneider explained that the committee recommended that the total amount of the transfer be reduced from \$600 to \$300. The motion to amend Proposal No. 524, 1979, carried by unanimous voice vote. Proposal No. 524, 1979, As Amended, was adopted on the following roll call vote; viz:

25 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

1 NO: Mr. Cantwell

3 NOT VOTING: Mr. Kimbell, Mrs. Parker, Mr. Walters

Proposal No. 524, 1979, As Amended, was retitled FISCAL ORDINANCE NO. 156, 1979, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 156, 1979

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) transferring and appropriating three hundred dollars (\$300) in the County General Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.04 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of paying office rental on the Eastgate branch office.

SECTION 2. The sum of Three hundred dollars (\$300) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

WARREN TOWNSHIP ASSESSOR COUNTY GENERAL FUND		
24.	Current Charges	<u>\$300</u>
	TOTAL INCREASES	\$300

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

WARREN TOWNSHIP ASSESSOR COUNTY GENERAL FUND		
50.	Properties	<u>\$300</u>
	TOTAL REDUCTIONS	\$300

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 551, 1979. Councillor Schneider stated that this proposal transfers \$160,500.11 within the County General Fund to balance the budgets of various offices the agencies. After brief discussion, Councillor Schneider moved, seconded by Councillor Vollmer for adoption. Proposal No. 551, 1979, was then adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Dunril, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer

NO NOES

6 NOT VOTING: Mr. Cantwell, Mr. Gilmer, Mr. Kimbell, Mrs. Parker, Mr. Walters, Mr. West

Proposal No. 551, 1979, was retitled FISCAL ORDINANCE NO. 157, 1979, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 157, 1979

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) transferring and appropriating One hundred sixty thousand five hundred dollars and eleven cents (\$160,500.11) in the County General Fund for purposes of various County agencies and reducing certain other appropriations for those agencies.

**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 2.04 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of revising the appropriations for various county agencies for the year 1979.

SECTION 2. The sum of One hundred sixty thousand five hundred dollars and eleven cents (\$160,500.11) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY GENERAL FUND		
PIKE TOWNSHIP ASSESSOR		
50.	Properties	545
WASHINGTON TOWNSHIP ASSESSOR		
21.	Contractual Services	9,450
50.	Properties	1,500
FRANKLIN TOWNSHIP ASSESSOR		
50.	Properties	375.11
BOARD OF REVIEW		
21.	Contractual Services	20,000
50.	Properties	11,000
DECATUR TOWNSHIP ASSESSOR		
50.	Properties	268
COUNTY AUDITOR		
21.	Contractual Services	3,800
25.	Current Obligations	25,000
50.	Properties	1,200
PERRY TOWNSHIP ASSESSOR		
50.	Properties	300
WAYNE TOWNSHIP ASSESSOR		
24.	Current Charges	212
COUNTY ADMINISTRATIVE OFFICE		
21.	Contractual Services	68,000
SUPERIOR COURT — CIVIL DIVISION — ROOM FOUR		
21.	Contractual Services	1,000
SUPERIOR COURT — CIVIL DIVISION — ROOM SEVEN		
21.	Contractual Services	200
MARION COUNTY HOME		
21.	Contractual Services	1,300
22.	Supplies	1,400
24.	Current Charges	500
COUNTY SURVEYOR		
50.	Properties	6,600
RECORDER		
21.	Contractual Services	6,000
SUPERIOR COURT — CIVIL DIVISION — ROOM ONE		
10.	Personal Services	1,850
TOTAL INCREASES		<u>\$160,500.11</u>

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

COUNTY GENERAL FUND		
PIKE TOWNSHIP ASSESSOR		
21.	Contractual Services	545
WASHINGTON TOWNSHIP ASSESSOR		
10.	Personal Services	10,950
FRANKLIN TOWNSHIP ASSESSOR		
10.	Personal Services	176.09
21.	Contractual Services	84.85
22.	Supplies	114.17
BOARD OF REVIEW		
10.	Personal Services	20,000
21.	Contractual Services	11,000

DECATUR TOWNSHIP ASSESSOR		
	21.	Contractual Services 268
COUNTY AUDITOR		
	10.	Personal Services 30,000
PERRY TOWNSHIP ASSESSOR		
	21.	Contractual Services 300
WAYNE TOWNSHIP ASSESSOR		
	22.	Supplies 212
COUNTY ADMINISTRATIVE OFFICE		
	24.	Current Charges 68,000
SUPERIOR COURT — CIVIL DIVISION — ROOM FOUR		
	10.	Personal Services 1,000
SUPERIOR COURT — CIVIL DIVISION — ROOM SEVEN		
	22.	Supplies 200
MARION COUNTY HOME		
	50.	Properties 3,200
COUNTY SURVEYOR		
	10.	Personal Services 6,600
RECORDER		
	10.	Personal Services 6,000
SUPERIOR COURT — CIVIL DIVISION — ROOM ONE		
	21.	Contractual Services 450
	22.	Supplies 700
	50.	Properties 700
		TOTAL REDUCTIONS \$160,500.11

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 471, 1979. Councillor Coughenour reported for the Public Works Committee that it had recommended that this proposal be stricken because the landfill at Tibbs and Banta Roads had just been closed as the proposal requested. Councillor Coughenour moved, seconded by Councillor Patterson to strike Proposal No. 471, 1979; the motion to strike carried by unanimous voice vote.

PROPOSAL NO. 558, 1979. Councillor Coughenour stated that this proposal revises ordinance regulations with respect to solid waste disposal. The proposal simply up-dates the language and definitions to match the state laws concerning waste disposal. After discussion, Councillor Coughenour moved, seconded by Councillor Mrs. Journey for adoption of Proposal No. 558, 1979. Proposal No. 558, 1979, was then adopted on the following roll call vote; viz:

24 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

5 NOT VOTING: Mr. Cantwell, Mrs. Journey, Mr. Kimbell, Mrs. Parker, Mr. Walters

Proposal No. 558, 1979, was retitled GENERAL ORDINANCE NO. 133, 1979, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 133, 1979

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by amending Chapter 13, Article I concerning the control, deposit, removal and disposal of solid wastes, and repealing Chapter 13, Article II concerning private refuse dumps.

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

SECTION 1. Article I of Chapter 13 of the Code of Indianapolis and Marion County is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 13-1 Deposit of waste materials on premises of another. Definitions ---
The following definitions shall apply herein, unless otherwise indicated clearly by text:

"Garbage" means all putrescible animal solid, vegetable solid and semi-solid wastes resulting from the processing, handling, preparation, cooking, serving or consumption of food or food materials, excluding human excreta.

"Incinerator" means any apparatus to burn waste substances in which all the factors of combustion - temperature, retention time, turbulence, and combustion air - can be controlled.

"Landfill" means a sanitary landfill.

"Processing" means the method, system or other treatment of solid waste so as to change their chemical or physical form or affect it for disposal or recovery of material, but excluding vehicles for transportation or landfills.

"Recycling Station" means a facility for the processing or storage of separated solid wastes prior to transportation to markets.

"Refuse" means all putrescible and nonputrescible solid and semi-solid wastes, except human excreta, but including ashes, street cleanings, offal and solid commercial, industrial and institutional wastes.

"Rubbish" means all nonputrescible solid wastes such as cardboard, paper, plastic, metal or glass food containers, rags, wastes metal, yard clippings, small pieces of wood, excelsior, rubbish, leather, crockery, and other waste materials that ordinarily accumulate around a home, business, or industry.

"Salvaging" means the controlled removal of materials from solid wastes for utilization.

"Sanitary Landfill" means an engineering method of disposing of refuse on land in a manner that protects the public health and environment by spreading the waste in thin layers, compacting it to the smallest practical volume, and covering it with compacted soil at the end of each working day.

"Solid Waste" means rubbish, garbage, or refuse.

Sec. ~~13-1~~ 13-2. Deposit of waste materials on premises of another.

(a) It shall be unlawful for any person to deposit or place upon real estate owned by another, any ~~litter~~ or solid waste, including but not limited to ~~waste paper, bags, cans, bottles, boxes, litter, metal, garbage, or refuse~~ garbage, or refuse, ~~or any other waste material, without the approval of the owner or lessee of such real estate.~~

(b) Whenever any person shall be charged with a violation of this section, it shall be a sufficient allegation of a prima facie offense to the state that such person deposited the litter or solid waste described in subsection (a) upon property of which he was not then the owner or lessee. It shall be a matter of affirmative defense for the person to show that he had permission of the owner or lessee to so deposit such litter or solid waste if such was the case.

Sec. 13-3. Duty to prepare refuse solid wastes for collection.

Any person accumulating solid waste on any premises owned or controlled by him shall deposit such waste in cans or other suitable containers meeting the requirements of this chapter, and shall place such cans or containers in an alley or at the curb or inner edge of the roadway of a street abutting on the premises, or at some other location acceptable to both the person desiring collection and removal and the licensee. Any person who deposits solid waste in this manner is presumed to be abandoned, and the owner's rights in the solid waste are relinquished upon collection and removal by the city, or persons under contract with or licensed by the city, for collection and removal. Solid waste deposited in this manner is presumed to be abandoned, and the owner's rights in the solid waste are relinquished upon collection and removal by the city, or persons under contract with or licensed by the city, for collection and removal.

Sec. 13-4. Requirements for containers.

It shall be unlawful for any occupant of any dwelling, house, building or structure of any kind or description whatever to fail to use receptacles or refuse sacks meeting specifications of the Board of Public Works or other governmental entity; and to place them as prescribed in this chapter so they are readily accessible to the city collectors or persons under contract with or licensed by the city to collect such solid wastes.

Sec. 13-5. Disposal of leaves.

Owners and occupants of premises shall dispose of the leaves on their own premises each year either by burning as provided by the Air Pollution Control Board or shall otherwise dispose of all leaves on said private premises by arranging for their removal, but in no event shall leaves be swept into any street, alley or gutter.

Sec. 13-6. Unlawful collection and transportation.

(a) It shall be unlawful for any person, not an employee of the city in pursuit of his duties as such, unless the person shall be so authorized by contract with or licensed by the city, to take, collect or transport any garbage solid wastes from any premises or upon the streets or alleys of this city for the purpose of selling or otherwise disposing of said solid waste, or for anyone to deliver or deposit any of the said materials generated within the city at any disposal site or location other than a disposal site provided or designated by the Board of Public Works. Nothing in this subsection shall be construed as prohibiting the transportation or delivery of materials for salvaging, processing, or recycling.

PROPOSAL NO. 582, 1979. Councillor Coughenour reported that this proposal calls upon the Indianapolis Air Pollution Control Board to adopt changes in Regulation III, "Open Burning Restrictions." After discussion concerning the restrictions pertaining to farmers, Councillor Brinkman moved to send Proposal No. 582, 1979, back to the Public Works Committee for further consideration, Mr. Howard seconded the motion. Proposal No. 582, 1979, was sent back to the Public Works Committee by voice vote.

PROPOSAL NO. 155, 1979. Councillor McGrath moved to strike said proposal establishing certain portions of Oriental, McKim, and Williams Streets as one-way and deleting certain intersection controls at those streets. The Transportation Committee recommended that the full council strike said proposal. Mr. McGrath then moved to strike Proposal No. 155, 1979, seconded by Councillor Gilmer. The motion to strike Proposal No. 155, 1979, carried by unanimous voice vote.

PROPOSAL NO. 252, 1979. Councillor McGrath reported for the Transportation Committee that this proposal establishes College Avenue from Virginia Avenue to Massachusetts Avenue as one-way. Mr. McGrath stated that many businesses along that street preferred two-way traffic. Councillor McGrath then moved, seconded by Councillor Gilmer to send Proposal No. 252, 1979, back to the Transportation Committee for further analysis. The motion carried by unanimous voice vote.

PROPOSAL NO. 442, 1979. Councillor McGrath stated that the Transportation Committee had recommended that the full council strike said proposal establishing intersection controls at the intersection of Allisonville and East 75th Street. After brief discussion, Councillor McGrath moved, seconded by Councillor Howard, to strike Proposal No. 442, 1979; the motion to strike carried by unanimous voice vote.

PROPOSAL NO. 563, 1979. Councillor McGrath explained that this proposal established intersection controls at certain intersections around Oxford Avenue; it received a "do pass" recommendation from the Transportation Committee. Councillor McGrath then moved for adoption, seconded by Councillor Stewart. Proposal No. 563, 1979, was then adopted on the following roll call vote; viz:

21 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Schneider, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer

NO NOES

8 NOT VOTING: Mr. Cantwell, Mr. Hawkins, Mr. Kimbell, Mrs. Parker, Mr. Pearce, Mr. SerVaas, Mr. Walters, Mr. West

Proposal No. 563, 1979, was retitled GENERAL ORDINANCE NO. 134, 1979, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 134, 1979

A GENERAL ORDINANCE establishing intersection controls at certain intersections [Amends Code Section 29-92].

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

PART I

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

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
11, Pg. 10	N. Oxford St. & 66th Street	None	None
22, Pg. 3	Dalegard Ave. & Jackson Street	None	None
28, Pg. 3	Whittfield Street & E. 13th Street	None	None

PART II

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

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
11, Pg. 10	N. Oxford St. & E. 66th Street	E. 66th Street	Stop
22, Pg. 3	Dalegard Ave. & Jackson St.	Jackson St.	Stop
28, Pg. 3	Whittfield St. & E. 13th Street	Whittfield St.	Stop

PART III

Violations of this ordinance shall be subject to those penalties now provided in the Code of Indianapolis and Marion County for violations of the sections amended by this ordinance.

PART IV

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 564, 1979. Councillor McGrath stated that this proposal establishes various intersection controls in the vicinity of Cunningham Drive, and the proposal had been sent to the full council with a "to be stricken" recommendation. Councillor McGrath moved, seconded by Councillor Howard to strike Proposal No. 564, 1979; the motion carried by unanimous voice vote.

PROPOSAL NO. 565, 1979. Councillor McGrath stated that this proposal changes the 4-way stop to a 2-way stop at Olney and 13th Streets. The Transportation Committee had recommended that the proposal be stricken. After brief discussion, Proposal No. 565, 1979, was stricken by voice vote.

PROPOSAL NO. 567, 1979. Councillor McGrath explained that this proposal establishes intersection controls at Colorado and 18th Streets, and received a unanimous "do pass" recommendation from the Transportation Committee. After brief discussion, Proposal No. 567, 1979, was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

6 NOT VOTING: Mr. Cantwell, Mr. Dowden, Mr. Kimbell, Mrs. Parker, Mr. Schneider, Mr. Walters

Proposal No. 567, 1979, was retitled GENERAL ORDINANCE NO. 135, 1979, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 135, 1979

A GENERAL ORDINANCE establishing intersection controls at certain intersections [Amends Code Section 29-92].

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

PART I

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

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
26, Pg. 7	N. Colorado Ave. & E. 18th Street	None	None

PART II

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

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
26, Pg. 7	N. Colorado Ave. & E. 18th Street	18th Street	Stop

PART III

Violations of this ordinance shall be subject to those penalties now provided in the Code of Indianapolis and Marion County for violations of the sections amended by this ordinance.

PART IV

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 568, 1979. Councillor McGrath stated that this proposal establishes intersection controls at Banta Road & Tibbs Avenue; the Transportation Committee recommended that it be stricken. Proposal No. 568, 1979, was stricken by voice vote.

PROPOSAL NO. 355, 1979. Councillor Durnil reported for the Metropolitan Development Committee that Proposal No. 355, 1979 establishes procedures and bonding requirements with respect to hazards accruing from incomplected construction sites. Councillor Durnil then moved, seconded by Councillor Brinkman, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 355, 1979, by deleting the introduced ~~version~~ and substituting therefor, the proposal entitled: "Proposal No. 355, 1979, Council Staff Version, Committee Recommendations."

Councillor Durnil

The motion carried by unanimous voice vote. Councillor Durnil stated that the proposal was intended to protect children during construction, and was endorsed by the Builder's Association of Indianapolis. Proposal No. 355, 1979, As Amended, was then adopted on the following roll call vote; viz:

19 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Gilmer, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

10 NOT VOTING: Mr. Cantwell, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Kimbell, Mrs. Parker, Mr. Tinder, Mr. Walters

Proposal No. 355, 1979, As Amended, was retitled GENERAL ORDINANCE NO. 136, 1979, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 136, 1979

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Indiana, by adding a new Article IV to Chapter 14, prohibiting certain hazardous conditions at construction sites, requiring bonds, providing for enforcement thereof and penalties for violation.

**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, be, and is hereby, amended by adding to Chapter 14 a new Article IV, which reads as follows:

ARTICLE IV — SPECIAL CONSTRUCTION HAZARDS

Sec. 14-90. Hazardous Construction-Related Bodies of Water

A. It shall be unlawful for any person to create or maintain a hazardous construction-related body of water in Marion County. It shall be unlawful for any owner or possessor of land, on such land, to create, bring about, maintain or allow the existence of a hazardous construction-related body of water in Marion County.

B. For purposes of this section, the term "hazardous construction-related body of water" shall mean any excavation or similar depression which:

- (1) would contain (two hours after a "ten-year rainfall") , contains or has contained, water of a depth of more than three feet over a continuous area of more than sixty-four square feet,
- (2) was created after January 1, 1980, as a part of construction activity as defined by Section 8-7 of this Code, which construction activity is not presently occurring and has been either abandoned or substantially discontinued for a period of ninety (90) days or more, and
- (3) is not protected by a fence, security guard or similar means of preventing access.

C. Officials and employees of the following governmental units are authorized to go onto land where a hazardous construction-related body of water might exist for the purpose of investigation: Department of Public Works, Department of Metropolitan Development, Indianapolis Police Department, and Marion County Sheriff.

D. The surety bond required by Section 8-168 of this Code may be used to secure the correction of any hazardous construction-related body of water created or maintained by a listed contractor through the procedure set forth in Section 8-107 of this Code.

E. This section shall have no application to any permanent excavation or similar depression constructed pursuant to plans and specifications approved by the Department of Public Works or the Department of Natural Resources.

F. One or more of the following fines and remedies will be imposed for violation of this section:

1. A fine of five hundred dollars (\$500.00) for an initial violation and a fine of fifty dollars (\$50.00) for each day of violation which continues after citation.
2. The city, after proper notice, may go onto any land and use reasonable means necessary to correct the violation. The City may collect the cost of such action from the owners of the land or the listed contractor creating or maintaining the violation.

3. Mandatory injunctive relief

The fines and remedies provided herein shall not limit or abrogate any other fines and remedies provided in this Code.

SECTION 2. If any section, subsection, sentence clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and such holding shall not effect the validity of the remaining portions thereof.

PROPOSAL NO. 554, 1979. Councillor Durnil explained that this proposal transfers \$6,000 within the budget of Code Enforcement Division, DMD, to pay out-of-court costs concerning a building that had been demolished by mistake. After discussion, Councillor Durnil moved for adoption of Proposal No. 554, 1979, seconded by Councillor Journey. Proposal No. 554, 1979, was then adopted on the following roll call vote; viz:

21 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mrs. Journey, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

8 NOT VOTING: Mrs. Coughenour, Mr. Durnil, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mrs. Parker, Mr. Patterson, Mr. Walters

Proposal No. 554, 1979, was retitled FISCAL ORDINANCE NO. 158, 1979, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 158, 1979

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) transferring and appropriating Six thousand dollars (\$6,000) in the Consolidated County Fund for purposes of Code Enforcement Division, Department of Metropolitan Development and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of paying out-of-court settlement for a damage claim.

SECTION 2. The sum of Six thousand dollars (\$6,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

METROPOLITAN DEVELOPMENT
CODE ENFORCEMENT

CONSOLIDATED COUNTY FUND

24.	Current Charges	<u>\$6,000</u>
	TOTAL INCREASES	\$6,000

SECTION 4. The said increased appropriation is funded by the following reductions:
METROPOLITAN DEVELOPMENT
CODE ENFORCEMENT

CONSOLIDATED COUNTY FUND

10.	Personal Services	<u>\$6,000</u>
	TOTAL REDUCTIONS	\$6,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 555, 1979. Councillor Durnil introduced members of the Crooked Creek Community Council and Lincoln Park Block Club, all of which were concerned about this proposal. After brief discussion, Councillor Durnil moved the following, seconded by Councillor Tintera:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 555, 1979, by deleting the introduced version and substituting therefor, the proposal entitled: "Proposal No. 555, 1979, Committee Recommendations."

Councillor Durnil

The motion carried by unanimous voice vote. Councillor West moved to further amend Proposal No. 555, 1979, by deleting the word "below" in the digest of the proposal and inserting in lieu thereof, the words "north of". The motion was seconded by Councillor Tintera, and adopted by consent of the Council. Proposal No. 555, 1979, As Amended was then adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

1 NO: Mrs. Journey

6 NOT VOTING: Mr. Cantwell, Mrs. Coughenour, Mr. Kimbell, Mr. Lyons, Mrs. Parker, Mr. Walters

Proposal No. 555, 1979, As Amended, was retitled SPECIAL RESOLUTION NO. 50, 1979, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 50, 1979

A SPECIAL RESOLUTION changing the name of Northwestern Avenue north of 38th Street to "Michigan Road."

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

SECTION 1. The following street name change is approved by the City-County Council as follows:

Northwestern Avenue, from its intersection with West 38th Street to its intersection with West 96th Street, be renamed, "Michigan Road."

SECTION 2. This ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PROPOSAL NO. 520, 1979. Councillor Miller reported for the Administration Committee that this proposal establishes permits and bonding requirements for certain public events. Mr. Craig Pinkus from Sunshine Promotions was present in opposition to the proposal. After discussion, Councillor Tintera moved, seconded by Councillor Howard to send Proposal No. 520, 1979 back to the Administration Committee for further consideration. The motion carried by unanimous voice vote.

PROPOSAL NO. 548, 1979. Councillor Miller stated that this proposal amends the personnel leave policy to provide continuation benefits on certain transfers between agencies; it received a "do pass" recommendation from the Administration Committee. After discussion, Proposal No. 548, 1979, was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Vollmer, Mr. West

NO NOES

6 NOT VOTING: Mr. Cantwell, Mrs. Coughenour, Mr. Kimbell, Mrs. Parker, Mr. Tintera, Mr. Walters

Proposal No. 548, 1979, was retitled GENERAL ORDINANCE NO. 137, 1979, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 137, 1979

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Indiana, specifically, "Section 23-25, Leave allowances generally;" provides for thirty-day transition period.

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

SECTION 1. The Code of Indianapolis and Marion County, Indiana, specifically, "Sec. 23-25, Leave allowances generally," is amended by inserting the following underlined words as follows, to wit:

"Sec. 23-25. Leave Allowances generally.

Leave allowances shall be as indicated in the categories set out in this article. All leave periods are for the total time in any calendar year. Any employee transferring between city and county offices and departments covered by this chapter, within thirty days of terminated employment, shall be considered to be in continued employment for leave purposes and such transfer shall not affect the employee's status as to accrued leave or eligibility for leave.

SECTION 2. The repeal or amendment by this ordinance of other ordinances or parts of other ordinances does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. The rights, liabilities, and proceedings are continued under the repealed or amended ordinances as if this ordinance had not been adopted.

SECTION 3. Should any section or any part of any section of this ordinance be declared invalid for unconstitutionality or any other reason, the remaining sections and parts of sections of this ordinance shall not be effected, provided such remaining sections and parts of sections of this ordinance can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after January 1, 1980.

PROPOSAL NO. 549, 1979. Councillor Miller reported that this proposal transfers \$150,000 within the budget of Employment and Training Division; it received a unanimous "do pass" recommendation from the Administration Committee. After discussion, Councillor Miller moved, seconded by Councillor Hawkins, for adoption of Proposal No. 549, 1979. The proposal was then adopted on the following roll call vote; viz:

18 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mrs. Journey, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

11 NOT VOTING: Mr. Campbell, Mr. Cantwell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mrs. Parker, Mr. Schneider, Mr. Walters

Proposal No. 549, 1979, was retitled FISCAL ORDINANCE NO. 159, 1979, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 159, 1979

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) transferring and appropriating One hundred fifty thousand dollars (\$150,000) in the Manpower Federal Program Fund for purposes of the Employment and Training Division, Department of Administration and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of reallocating funds for supplies and current charges.

SECTION 2. The sum of One hundred fifty thousand dollars (\$150,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

ADMINISTRATION	MANPOWER FEDERAL PROGRAM FUND
EMPLOYMENT AND TRAINING	
22. Supplies	\$75,000
24. Current Charges	<u>75,000</u>
TOTAL INCREASES	<u>\$150,000</u>

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

ADMINISTRATION	MANPOWER FEDERAL PROGRAM FUND
EMPLOYMENT AND TRAINING	
21. Contractual Services	<u>\$150,000</u>
TOTAL REDUCTIONS	<u>\$150,000</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 581, 1979. Councillor Miller stated that this proposal authorizes the allocation of Public Service Employment expenditures from federal grants pursuant to the Comprehensive Employment and Training Act of 1973, as amended. After discussion, Councillor Miller moved, seconded by Councillor Durnil, the following:

CITY-COUNTY COUNCIL MOTION

Mr.

President:

I move to amend Proposal No. 581, 1979, by deleting the introduced version, and substituting therefor, the Proposal entitled: "Proposal No. 581, 1979, Committee Recommendations."

Councillor Miller

The motion carried by consent of the Council. Councillor Miller moved to further amend Proposal No. 581, 1979, by deleting the Council on Aging for further consideration; council consent was given. Proposal No. 581, 1979, As Amended, was then adopted on the following roll call vote; viz:

[Clerk's Note: The first vote taken on Proposal No. 581, 1979, As Amended, was inconclusive, and a second vote was then taken.]

16 AYES: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

8 NOES: Mr. Anderson, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Schneider

5 NOT VOTING: Mr. Howard, Mrs. Journey, Mr. Kimbell, Mrs. Parker, Mr. Walters

Proposal No. 581, 1979, As Amended, was retitled COUNCIL RESOLUTION NO. 37, 1979, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 37, 1979

A COUNCIL RESOLUTION authorizing the allocation of Public Service Employment expenditures from federal grants pursuant to the Comprehensive Employment and Training Act of 1973 as amended.

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 authorizes the City of Indianapolis Division of Employment and Training to contact with the following agencies that are not a part of the six (6) Uni-Gov Departments:

Goodwill Industries	Corsroad Rehabilitation
Metropolitan Arts Council	APS Industries
Indianapolis Urban League	Indiana Black Expo
Community Action Against Poverty	American Lung Association
Indiana Health Careers	Near Eastside Multi-Service Center
Health & Hostital Corporation	Salvation Army
Indianapolis Senior Citizens	Marion County Shereriff's Department
IVY Tech	Indiana University-Purdue University (at Indianapolis)
United Southeast Community Organization	Indianapolis Settlements
PACE	Pleasant Run Children's Home
Marion County Juvenile Dentention Center	United Way of Greater Indianapolis
Southeast Multi-Service Center	Indianapolis Pre-School
Hertiage Place	Indianapolis Public Transportation Corp. (METRO)
Indianapolis OIC	Southwest Multi-Service Center
Council on the Arts & Handicapped	United Neighborhood Training Center
Martin Center	International Center of Indianapolis
Womens Haven	Flanner House
PDP, Inc.	Indianapolis Experimental Foundation
Boy Scouts of America	Marion County Cooperative Extension
Citizens Forum	Family Services Association
Mental Health Association	Indianapolis Plan for Equal Employment
Indiana Society to Prevent Blindness	
Indianapolis City-County Federal Credit Union	
Indianapolis Opera Company	
National Assoc. for Human Development	Market Place

PROPOSAL NO. 504, 1979. Councillor West stated that this proposal repeals portions of the city ordinance on obscene and disorderly language and gestures. After discussion, Councillor Hawkins moved, seconded by Councillor Clark, to return Proposal No. 504, 1979, to the Public Safety and Criminal Justice Committee for further consideration. The motion carried by unanimous voice vote.

PROPOSAL NO. 557, 1979. Councillor West reported that this proposal tranfers monies in the County General Fund for balancing budgets of several courts and offices. Councillor West moved, seconded by Councillor McGrath, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 557, 1979, by deleting the introduced version and substituting therefor, the proposal entitled: "Proposal No. 557, 1979, Committee Recommendations."

Councillor West

The motion carried by unanimous voice vote. After discussion, Proposal No. 557, 1979, As Amended, was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Page, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

6 NOT VOTING: Mr. Cantwell, Mr. Howard, Mr. Kimbell, Mrs. Parker, Mr. Schneider, Mr. Walters

Proposal No. 557, 1979, As Amended, was retitled FISCAL ORDINANCE NO. 160, 1979, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 160, 1979

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) transferring and appropriating forty-five thousand seven hundred ninety nine dollars (\$45,799) in the County General Fund for purposes of various county agencies and reducing certain other appropriations for those divisions.

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 2.04 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of revising the appropriations for various county agencies for the year 1979.

SECTION 2. The sum of forty-five thousand seven hundred ninety-nine dollars (\$45,799) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY GENERAL FUND

PRESIDING JUDGE MUNICIPAL COURT	
10. Personal Services	\$10,000
SUPERIOR COURT - CRIMINAL DIVISION - ROOM ONE	
10. Personal Services	2,000
SUPERIOR COURT - CRIMINAL DIVISION - ROOM FOUR	
22. Supplies	500

S

SHERIFF	10. Personal Services	6,036
	23. Materials	7,850
PROSECUTOR	10. Personal Services	5,000
	22. Supplies	1,313
SUPERIOR COURT — JUVENILE DIVISION	21. Contractual Services	13,000
LAW LIBRARY	21. Contractual Services	<u>100</u>
	TOTAL INCREASES	\$45,799

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

PRESIDING JUDGE MUNICIPAL COURT	22. Supplies	3,320
	24. Current Charges	6,680
SUPERIOR COURT — CRIMINAL DIVISION — ROOM ONE	24. Current Charges	2,000
SUPERIOR COURT — CRIMINAL DIVISION — ROOM FOUR	10. Personal Services	500
SHERIFF	21. Contractual Services	13,068.48
	22. Supplies	400.45
	50. Properties	417.07
PROSECUTOR	24. Current Charges	1,313
	21. Contractual Services	5,000
SUPERIOR COURT — JUVENILE DIVISION	10. Personal Services	8,000
	22. Supplies	5,000
LAW LIBRARY	22. Supplies	<u>100</u>
	TOTAL REDUCTIONS	\$45,799

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NOS. 601-602, 1979. No action was taken on these proposals, they were retitled REZONING ORDINANCE NOS. 154, 155, 1979, respectively, and read as follows:

REZONING ORDINANCE NO. 154, 1979 79-Z-132 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 4
5451 EMERSON WAY, INDIANAPOLIS

Brendon Plaza requests rezoning of 0.427 acre, being in A-2 district, to C-4 classification, to provide for construction of a veterinary hospital, without boarding or outside runs.

REZONING ORDINANCE NO. 155, 1979 79-Z-133 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 4
5525 EMERSON WAY, INDIANAPOLIS

Brendon Plaza requests rezoning of 1.137 acres, being in A-2 district, to C-1 classification, to provide for commercial buffer development.

PROPOSAL NOS. 604-606, 608-611, 1979. No action was taken on these proposals, they were retitled REZONING ORDINANCE NOS. 156-158, 159-162, 1979 respectively, and read as follows:

**REZONING ORDINANCE NO. 156, 1979 79-Z-129 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

6460 SAGUARO COURT, INDIANAPOLIS

Morenci Realty Company requests rezoning of 13.53 acres, being in I-2-S Floodway district, to D-3 classification, to provide for removal from the Floodway district.

**REZONING ORDINANCE NO. 157, 1979 79-Z-135 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3**

7750 EAST 82ND STREET, INDIANAPOLIS

Leo M. LaGrotte, 201 S. College Avenue requests rezoning of 36.02 acres, being in A-2 district, to D-3 classification to provide for residential use by platting.

**REZONING ORDINANCE NO. 158, 1979 79-Z-139 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 4**

7635 EAST 53RD STREET, LAWRENCE, INDIANA

City of Lawrence, Indiana 4455 McCoy, requests rezoning of 12.77 acres, being in PK-1 and D-3 districts, to SU-9 classification to provide proper zoning for municipal sewage treatment plant, City garage and park.

**REZONING ORDINANCE NO. 159, 1979. 79-Z-166 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 15**

1439 BROOKSIDE AVENUE, INDIANAPOLIS

City of Indianapolis, Department of Parks and Recreation, 1426 West 29th Street, requests rezoning of 0.75 acre, being in D-8 district, to PD-1 classification for park zoning conformance and use.

**REZONING ORDINANCE NO. 160, 1979 79-Z-167 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

8721 TOWNSHIP LINE ROAD, INDIANAPOLIS

Township 86 Development Company requests rezoning of 8.22 acres, being in D-3 district, to C-1 classification, to provide for an office park development, per commitments in file.

**REZONING ORDINANCE NO. 161, 1979 79-Z-169 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25**

2330 EAST SOUTHPORT ROAD, SOUTHPORT, INDIANAPOLIS

Claude Jarvis, 940 Southview Drive, requests rezoning of 0.52 acre, being in D-2 district, to C-1 classification, to provide for use of residence as an insurance office, meeting room in basement, with identification sign.

**REZONING ORDINANCE NO. 162, 1979 79-Z-177 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20**

3438 CARSON AVENUE, INDIANAPOLIS

James C. Grubbs and Roberta M. Ball request rezoning of 0.69 acre, being in D-5 district, to C-3 classification to provide for a one story building for medical doctors.

ANNOUNCEMENTS AND ADJOURNMENT

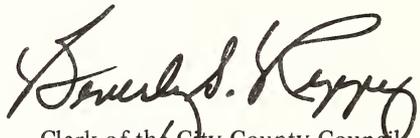
There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:35 p.m.

We hereby certify that the foregoing is full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County, held at its Regular Meeting, on the 10th day of December, 1979.

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

ATTEST:


President


Clerk of the City-County Council

(SEAL)