

**CITY—COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
May 9, 1983**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building at 7:03 p.m., Monday, May 9, 1983. President SerVaas in the Chair. Councillor Gordon G. Gilmer opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

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

PRESENT: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

ABSENT: Nickell, Sawyers

CORRECTION OF THE JOURNAL

The Chair called for additions or corrections to the Journal of April 25, 1983. There being no additions or corrections to the Journal, the minutes were approved as distributed.

OFFICIAL COMMUNICATIONS

The Chair called for the 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, May 9, 1983, 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 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 April 28 and May 5, 1983, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 158, 197, and 204, 1983, to be held on Monday, May 9, 1983, 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. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 32, 1983, authorizing changes in the personnel schedule of the Marion County Sheriff.

FISCAL ORDINANCE NO. 33, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Three Million Seven Hundred Thousand Dollars (\$3,700,000) in the Manpower Federal Programs Fund for purposes of the Department of Administration, Employment and Training Division and the unappropriated and unencumbered balance in the Manpower Federal Programs Fund.

FISCAL ORDINANCE NO. 34, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating an additional One Million Seven Hundred Twenty-three Thousand Two Hundred Fifty-seven Dollars (\$1,723,257) in the City General Fund for purposes of the Department of Administration, Employment and Training Division and reducing certain other appropriations for the Department of Administration, Community Services Division.

FISCAL ORDINANCE NO. 36, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Circuit Court.

GENERAL ORDINANCE NO. 38, 1983, amending the "Code of Indianapolis and Marion County, Indiana", by amending Division 2, Article V, Chapter 2 to reorganize the Division of Employment and Training.

GENERAL ORDINANCE NO. 39, 1983, amending the "Code of Indianapolis and Marion County, Indiana", by amending Article V, Chapter 23 concerning a code of ethics for officers and employees of Indianapolis and Marion County.

GENERAL ORDINANCE NO. 40, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

GENERAL ORDINANCE NO. 41, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-283, Parking meter zones designated.

GENERAL ORDINANCE NO. 42, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 43, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 44, 1983, amending the "Code of Indianapolis and Marion County, Indiana", by amending Division 4 of Article IV of Chapter 28 concerning cafe activity in sidewalk sales areas.

GENERAL ORDINANCE NO. 45, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 46, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 47, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 48, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 49, 1983, naming 80th Street between Sargeant Road and Fall Creek Road, 82nd Street based on common usage.

SPECIAL RESOLUTION NO. 37, 1983, supporting the commissioning of a major urban theme symphonic/orchestral work for premiere performance during the November, 1984 National League of Cities Conference in Indianapolis.

SPECIAL RESOLUTION NO. 38, 1983, rendering advice to the Hospital Authority of Marion County regarding financing in the approximate amount of up to Fifty Million Dollars (\$50,000,000) for Community Hospital of Indianapolis, Inc.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

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

PROPOSAL NO. 226, 1983. This proposal approves the acquisition by the Capital Improvement Board of Managers of all interests necessary for the control and operation of the Market Square Arena. Councillor Clark reported that the Municipal Corporations and Public Works Committee jointly recommended passage on May 4, 1983, by a vote of 11-0. Councillor Clark moved for adoption, seconded by Councillor Coughenour. Proposal No. 226, 1983, was adopted on the following roll call vote; viz:

23 YEAS: Boyd, Brinkman, Campbell, Clark, Coughenour, Dowden, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

NO NAYS

NOT VOTING: Borst, Cottingham, Durnil, Nickell, Rader, Sawyers

Proposal No. 226, 1983, was retitled GENERAL RESOLUTION NO. 5, 1983, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 5, 1983

A GENERAL RESOLUTION approving the acquisition by the Capital Improvement Board of Managers of all interests necessary for the control and operation of the Market Square Arena.

WHEREAS, the Market Square Arena (hereinafter, the "Arena") is the largest arena in the State of Indiana and one of the largest arenas in the United States; and

WHEREAS, the Arena was built to provide a site for civic, educational, cultural and athletic events of importance to the citizens of Marion County and to the citizens of this State; and

WHEREAS, the City of Indianapolis holds title to the Arena and to the Arena Real Estate (hereinafter, the "Site"), and the Arena and the Site are now leased by the City of Indianapolis to Market Square Associates, an Indiana limited partnership (hereinafter, "Market Square Associates"); and

WHEREAS, the garages (hereinafter the "Garages") adjacent to the Arena are also owned by Market Square Associates; and

WHEREAS, Market Square Associates is controlled by interests outside the State of Indiana; and

WHEREAS, control of the Arena by interests outside the State of Indiana has resulted in substantial and repeated problems in scheduling civic, educational, cultural and athletic events in the Arena and in the management and maintenance of the Arena; and

WHEREAS, local control of the operation of the Arena should bring an end to these problems; and

WHEREAS, local control of the Arena will also permit greater utilization of the Arena by high schools, colleges, charitable and civic organizations, and amateur sporting groups; and

WHEREAS, local control of the Arena will insure local retention of the Indiana Pacers professional basketball team and will further facilitate the scheduling of other professional sporting events, including professional hockey, in the downtown area; and

WHEREAS, such locally controlled amateur and professional sporting events will attract growing numbers of people and revenue to the downtown area and to downtown business establishments, and thereby play a central role in the City-County Council's continuing efforts to revitalize the urban core of the City of Indianapolis; and

WHEREAS, the Capital Improvement Board of Managers of Marion County (hereinafter, the "Board") has broad responsibilities for and powers over the acquisition and maintenance of significant capital improvements in Marion County; and

WHEREAS, the Board now proposes to restore the operation of the Arena to local control; and

WHEREAS, the Board can achieve such local control over the operation of the Arena by acquiring all pertinent interests in the Arena, including ownership of the Arena and the Arena Site and ownership of all partnership interests in Market Square Associates, with the goal of acquiring exclusive title to the Arena, the Garages, and the Arena Site, and establishing new arrangements for the operation and maintenance of the Arena and the Garages; 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 approves the transfer of the ownership of the Arena Site and the ownership of the Arena, together with any and all title, interests, rights, and privileges of the City of Indianapolis as lessor of the Arena Site and of the Arena under agreements with Market Square Associates, from the City of Indianapolis, acting by and through its Department of Public Works, to Marion County, acting by and through its Capital Improvement Board of Managers; provided, however, that as long as the bonds issued by the City of Indianapolis to build the Arena remain outstanding, the Board shall annually remit to the City of Indianapolis and/or the Marion County Treasurer the amount of Five Hundred and Ten Thousand Dollars (\$510,000) available to the Board from the net income from the operation of the Arena.

SECTION 2. The City-County Council approves the purchase by the Board of the assets of Market Square Associates or the purchase or other acquisition of the general and limited partnership interests in the partnership of Market Square Associates, pursuant to the Board's powers and duties under IC 36-10-9-1, et seq.; and the proceeds of gifts and any other monies now available or which may become available to the Board from grants, donations, loans and other sources are hereby approved by the City-County Council for expenditure for the proposed purchase of the assets of Market Square Associates or the purchase or other acquisition of the partnership interests in the partnership of Market Square Associates. For the purposes of the foregoing, the establishment of the necessary accounts and funds to implement the expenditure is further approved.

SECTION 3. The City-County Council, pursuant to the provisions of IC 36-10-9-8, approves the payment by the Board of any and all expenses necessary to operate and manage the Arena out of monies available to the Board, including the expenditure of funds in the budget of the Board, without the necessity for any further approval of such expenditures.

SECTION 4. The City-County Council approves the undertaking by the Board of all other appropriate actions, including, but not limited to, the substitution of the Board as a general partner in the Market Square Associates partnership until such time as the Board can acquire all general and limited partnership interests in the Market Square Associates partnership.

SECTION 5. The City-County Council approves the operation of the Arena and Garages by the Board on such terms as the Board deems to be in the best interests of the people of Indianapolis and Marion County, pursuant to the Board's powers and duties under IC 36-10-9-6, including the entry by the Board into leases or other arrangements with other entities concerning the operation of the Arena and Garages.

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

PROPOSAL NO. 227, 1983. Councillor Rhodes read the proposal honoring the Broad Ripple High School Basketball Team. Councillor Rhodes moved, seconded by Councillor West, for adoption. Proposal No. 227, 1983, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 39, 1983. Councillors Rhodes and West presented the Resolution to Coach William R. Smith and team members Donny Harris, Scott Muchmore and Rodney Jones. Special Resolution No. 39, 1983 reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 39, 1983

A SPECIAL RESOLUTION honoring the Broad Ripple High School Basketball Team.

WHEREAS, the Broad Ripple High School Basketball Team was the Sectional Champions of the Indiana High School Basketball Tournament; and

WHEREAS, the Broad Ripple Rockets Basketball Team was the Regional Champions of the Indiana High School Basketball Tournament; and

WHEREAS, this basketball Team has displayed outstanding skill and sportsmanship in winning these tournaments; 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 commends and honors the Broad Ripple High School Basketball Team for their performance and recognizes Broad Ripple High School Principal, Donald A. Glenn; Athletic Director, Gene E. Ring; Coach William R. Smith; Assistant Coach Tom Riensche; and most importantly team members Donny Harris, Charles Cobb, Norris Grayson, Scott Muchmore, Dennis Bland, Rodney Jones, Derrick Toran, Clinton Davis, William Helm, Troy Fitts, Mosi Wallace and John Ireland.

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

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

PROPOSAL NO. 228, 1983. Councillor Gilmer read the proposal honoring the Simon family for their purchase of the Indiana Pacers National Basketball Association franchise. Councillor Gilmer moved, seconded by Councillor Vollmer, for adoption. Proposal No. 228, 1983, was adopted by unanimous voice vote of the Council and retitled SPECIAL RESOLUTION NO. 40, 1983. Councillors Gilmer, Vollmer, SerVaas and Miller presented the Resolution to Mr. Herbert Simon and Mr. Larry Conrad. Special Resolution No. 40, 1983 reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 40, 1983

A SPECIAL RESOLUTION honoring the Simon family for their purchase of the Indiana Pacers National Basketball Association franchise.

WHEREAS, the Indiana Pacers have been an integral part of the Indianapolis sports community for many years; and

WHEREAS, it would have been an immeasurable loss to the citizens and the City of Indianapolis if the Indiana Pacers had not been purchased by local concerns; and

WHEREAS, Melvin and Herbert Simon have shown great civic pride in the City of Indianapolis; and

WHEREAS, the Simon family has made a moving expression of community spirit in the purchase of the Indiana Pacers; 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 commends and honors the Simon family for their outstanding gesture of community support through the purchase of the Indiana Pacers National Basketball Association franchise.

SECTION 2. The Mayor is invited to join with the Council by affixing his signature hereto.

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

[Clerk's Note: Proposal No. 229, 1983, was heard under Special Orders, Final Adoption by consent of the Council.]

PROPOSAL NO. 230, 1983. Councillor Brinkman read the proposal honoring the School No. 27 Student Chess Champions. Councillor Journey moved, seconded by Councillor Brinkman, for adoption. Proposal No. 230, 1983, was adopted by unanimous voice vote. Councillors Journey and Brinkman presented coaches and students with **SPECIAL RESOLUTION NO. 42, 1983**, which reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 1983

A SPECIAL RESOLUTION honoring the School No. 27 Student Chess Champions.

WHEREAS, a team of fifth graders from Indianapolis Public School No. 27 won the Elementary Chess National Tournament; and

WHEREAS, many of the team members had never seen a chess board before joining in the effort two years ago; and

WHEREAS, for the past two years the team has followed a regimen of two and one-half hours of practice a day, six days a week; and

WHEREAS, the players on the team have won first place in the Indiana State Elementary School Championship, first place in the National Elementary School Championship, and Second place in the U.S. National Championships, Eighth Grade Division; now, therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County, Indiana honors and salutes team members, Derrick Thomas, Thomas Petty, Anthony Allen, Stephen Garrett, Corey Scruggs, Keith Hunter, Curtis Carson, Derrick Brownie, Anthony Elliott, Dale Foster, Dexter Robinson; coach, Robert Cotter; and assistant coaches, Len Wallace, Daryl Lakes and Morgan Hauser.

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

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

INTRODUCTION OF GUESTS

Councillor Howard introduced the Democrat Candidate for the 12th District, Gary Brewer. Councillor Borst introduced Amy Bradley, Republican Candidate for the 17th District. Councillor Cottingham introduced his opponent for the 18th District Richard Warrum.

INTRODUCTION OF PROPOSALS

[Clerk's Note: Councillor Brinkman moved, seconded by Councillor Jones, to advance Proposal Nos. 216-222, 1983, on the agenda. Council consent was given.]

PROPOSAL NO. 212, 1983. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** authorizing the issuance of tax anticipation time warrants for the Park District Fund and the Consolidated County Fund for the second half of 1983"; and the President referred it to the Administration Committee.

PROPOSAL NO. 213, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** appropriating \$185,100 for the Information Services Agency for leasing and purchase of additional disk access storage devices"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 214, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a **GENERAL ORDINANCE** authorizing changes in the personnel schedule of the Lawrence Township Trustee"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 215, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** authorizing changes in the personnel compensation schedule of the County Surveyor"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 216, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a **SPECIAL RESOLUTION** for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Indianapolis Hotel, Inc. in an amount not to exceed \$3,000,000"; and the President referred it to the Committee of the Whole.

PROPOSAL NO. 217, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a **SPECIAL RESOLUTION** for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for City Inns, D/B/A Howard Johnson's (Downtown) Motor Lodge in an amount not to exceed \$9,000,000"; and the President referred it to the Committee of the Whole.

PROPOSAL NO. 218, 1983. Introduced by Councillors Brinkman and Jones. The Clerk read the proposal entitled: "A Proposal for a **SPECIAL RESOLUTION** for

an inducement resolution authorizing proceedings with respect to proposed economic development bonds for C & C Investments, an Indiana Partnership, in an amount not to exceed \$2,300,000"; and the President referred it to the Committee of the Whole.

PROPOSAL NO. 219, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Shepard & Poorman Printing Co., Inc. for an amount not to exceed \$400,000"; and the President referred it to the Committee of the Whole.

PROPOSAL NO. 220, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Michael Anthony Navarra and/or Mike Navarra Produce Co., Inc. in an amount not to exceed \$1,050,000"; and the President referred it to the Committee of the Whole.

PROPOSAL NO. 221, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Shadeland Medical Partnership in an amount not to exceed \$2,500,000"; and the President referred it to the Committee of the Whole.

PROPOSAL NO. 222, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Tripp Inn of Indianapolis, Inc. in an amount not to exceed \$8,260,000"; and the President referred it to the Committee of the Whole.

PROPOSAL NO. 223, 1983. Introduced by Councillor Vollmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at Exeter Avenue and 16th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 224, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking controls on College Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 225, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing inter-

section controls at various intersections"; and the President referred it to the Transportation Committee.

PROPOSAL NOS. 231-242, 1983. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "REZONING ORDINANCES certified from the Metropolitan Development Commission on May 6, 1983". Councillor Vollmer noted that Proposal No. 235, 1983, listed the Councilmanic District as 8 and it was amended to District 17 by consent. Council consent was given for passage, and Proposal Nos. 231-242, 1983, were retitled REZONING ORDINANCE NOS. 64 - 75, 1983, respectively, and read as follows:

**REZONING ORDINANCE NO. 64, 1983 83-Z-38 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

9120 NORTH PARK AVENUE, INDIANAPOLIS

Metropolitan Development Commission, by John A. Meeks, Administrator, Division of Development Services, requests rezoning of 14.00 acres, being in D-P district, to D-3 classification, to comply with commitment number 13 of rezoning petition 79-Z-13 (79-DP-1).

**REZONING ORDINANCE NO. 65, 1983 83-Z-45 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13**

8401 SOUTH EMERSON AVENUE, INDIANAPOLIS

R.J. Realty, Inc., by Michael J. Kias, requests rezoning of 25.17 acres, being in D-3 district, to D-4 classification, to permit residential development by platting.

**REZONING ORDINANCE NO. 66, 1983 83-Z-46 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18**

1926 NORTH GEORGETOWN ROAD, INDIANAPOLIS

Speedway American Legion, Post 500, by Thomas A. Deal, requests rezoning of 4.55 acres, being in A, SU and D-5 districts, to SU-34 classification, to provide for rezoning conformance to existing use.

**REZONING ORDINANCE NO. 67, 1983 83-Z-48 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 11**

2610 NORTH EMERSON AVENUE, INDIANAPOLIS

Laurence E. Weaver, by James R. Nickels, requests rezoning of 0.75 acre, being in D-4 district, to C-3 classification, to allow commercial development consistent with existing uses south and east of the site.

**REZONING ORDINANCE NO. 68, 1983 83-Z-49 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 17**

2930 LAFAYETTE ROAD, INDIANAPOLIS

The Housing Enterprises, Inc., by Herbert Johnson, requests rezoning of 5.46 acres, being in SU-2 district, to C-4 classification, to provide for various uses including a pizza place, civic center and museum.

**REZONING ORDINANCE NO. 69, 1983 83-Z-51 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 8**

4555 LAFAYETTE ROAD, INDIANAPOLIS

Jack Kesler's Ken Scheafer Auto Auction, Inc., by Robert Life, request rezoning of 7.18 acres, being in A-2 and D-3 districts, to C-5 classification, to provide for expansion of existing auto auction office and to conform zoning of use to proper classification.

**REZONING ORDINANCE NO. 70, 1983 83-Z-52 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13**

187 SOUTH POST ROAD, INDIANAPOLIS

House of Christ Full Gospel Outreach Inc., by George Tiller, Jr., requests rezoning of 3.00 acres, being in I-2-S district, to SU-1 classification, to provide for church use.

**REZONING ORDINANCE NO. 71, 1983 83-Z-54 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 19**

6940 WEST MORRIS STREET, INDIANAPOLIS

Smith-Spears Builders & Developers, Inc., by J.C. Burris, requests rezoning of 41.21 acres, being in D-3 district, to D-4 classification, to provide for single-family residential development by platting.

**REZONING ORDINANCE NO. 72, 1983 83-Z-55 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20**

3012 SOUTH MERIDIAN STREET, INDIANAPOLIS

Marlene E. Cleary and Janet M. Moriarity, by Stephen D. Mears, requests rezoning of 0.86 acre, being in D-3 and C-4 districts, to C-4 classification, to provide for commercial use.

**REZONING ORDINANCE NO. 73, 1983 83-Z-57 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 17**

3201 WEST 16TH STREET, INDIANAPOLIS

Hiway Parts, Inc., by Chester Whitaker, requests rezoning of 0.98 acre, being in D-5 district, to C-4 classification, to operate a retail sales business for auto parts and accessories.

**REZONING ORDINANCE NO. 74, 1983 83-Z-68 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 11**

2702 BLOYD AVENUE, INDIANAPOLIS

Department of Metropolitan Development, Division of Economic and Housing Development, by David M. Whitcher, AICP, requests rezoning of 0.65 acre, being in I-3-U district, to C-3 classification, to provide for the Rural I-70 Industrial Park Phase II Urban Renewal Plan.

**REZONING ORDINANCE NO. 75, 1983 83-Z-69 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 10**

2408 ROOSEVELT AVENUE, INDIANAPOLIS

Department of Metropolitan Development, Division of Economic and Housing Development, by David M. Whitcher, AICP, requests rezoning of 3.55 acres, being in D-5 and districts, to I-3-U classification, to provide for the Rural I-70 Industrial Park Phase II Urban Renewal Plan.

PROPOSAL NO. 216, 1983. Councillor Brinkman reported that the Economic Development Committee recommended passage on May 6, 1983, by a vote of 4-0-1. This proposal is an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Indianapolis Hotel, Inc. in an amount not to exceed \$3,000,000. The project is to acquire and renovate the existing North Meridian Inn located at 1530 North Meridian Street. The Inn is located on 4.25 acres and contains 164 sleeping rooms, meeting rooms, a restaurant, bar and common areas. Costs for the project are as follows: \$300,000 land; \$1,500,000 building; \$1,000,000 equipment; and \$200,000 other contingencies. Estimated additional employment positions at the end of one year total 75 to 100 with \$500,000 additional payroll and 120 to 150 additional positions with \$750,000 additional payroll at the end of three years. Councillor Brinkman moved, seconded by Durnil, for adoption. Proposal No. 216, 1983, was adopted on the following roll call vote; viz:

25 YEAS: Boyd, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

NO NAYS

4 NOT VOTING: Borst, Brinkman, Nickell, Sawyers

Proposal No. 216, 1983, was retitled SPECIAL RESOLUTION NO. 44, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1983

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 I.C. 36-7-12 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, Indianapolis Hotel, Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the city either acquire, renovate and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition, renovation and equipping of an existing motel structure containing 164 sleeping rooms, meeting rooms, a restaurant, bar and common areas and the machinery and equipment to be installed therein plus certain site improvements located at 1530 North Meridian Street, Indianapolis, Indiana, on approximately 4.25 acres of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 75 to 100 additional jobs at the end of one year and 120 to 150 additional jobs at the end of three years) to be achieved by the acquisition, renovation 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, 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, renovation and equipping of the facilities will not have an adverse competitive effect in 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 OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in or near Indianapolis, Indiana and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said 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 amount not to exceed \$3,000,000 under the Act for the acquisition, renovation and equipping of the Project and the sale or leasing of the Project to Indianapolis Hotel, Inc. (the "Company") or the loaning of the proceeds of such 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, renovation and equipping of the Project, this 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 pursuant thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and (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 renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation 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 sell the same to the Company or loan the proceeds of the revenue bonds to the Company for the Project, and the City will thereafter lease the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 217, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for City Inns, D/B/A Howard Johnson's (Downtown) Motor Lodge in an amount not to exceed \$9,000,000, was recommended for passage by a vote of 4-0 on May 6, 1983. The costs for the \$9,000,000 project are as follows: \$750,000 land; \$6,000,000 building; \$750,000 equipment; and \$1,500,000 for other contingencies. Construction for the 75,000 square foot addition, which includes 150 new sleeping rooms, should begin in March, 1984, with occupancy by January 1, 1986. Additional employment at the end of one year is estimated between 75 to 100 with an additional payroll of \$500,000; and at the end of three years an estimated 175 to 200 employees with a payroll of \$1,250,000. Councillor Brinkman moved for adoption, seconded by Councillor Tintera. Proposal No. 217, 1983, was adopted on the following roll call vote; viz:

26 YEAS: *Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

NO NAYS

3 NOT VOTING: *Borst, Nickell, Sawyers*

Proposal No. 217, 1983, was retitled SPECIAL RESOLUTION NO. 45, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 1983

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 I.C. 36-7-12 (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 owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City Inns, Inc. DBA Howard Johnson's (Downtown) Motor Lodge (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposed that the city either acquire, construct and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition, construction and equipping of an approximately 75,000 square foot addition to the existing Howard Johnson's (Downtown) Motor Lodge and the machinery and equipment to be installed therein plus certain site improvements to be located at 501 West Washington Street, Indianapolis, Indiana, on approximately 3 acres (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 75 to 100 additional jobs at the end of one year and 175 to 200 additional 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, it would appear that the financing would be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, the acquisition, construction and equipping of the facilities will not have an adverse competitive effect in 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 OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in or near Indianapolis, Indiana and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said 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 amount not to exceed \$9,000,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to City Inns, Inc. DBA Howard Johnson's (Downtown) Motor Lodge (the "Company") or the loaning of the proceeds of such 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, this 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; and (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 sell the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 218, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for C & C Investments, an Indiana Partnership, in an amount not to exceed \$2,300,000, was recommended for passage by a vote of 4-0 on May 6, 1983. Councillor Brinkman stated that this 30,000 square foot, eighty-bed nursing/convalescent facility will be constructed on approximately five acres at 4851 Ticher Road in Decatur Township. The costs for the project are as follows: \$60,000 land; \$1,865,000 building; \$275,000 equipment; and \$100,000 other contingencies. There is estimated thirty-two jobs with an additional payroll of \$382,000 at the end of the first year and forty-five jobs with an additional payroll of \$556,817 at the end of three years. Councillor Brinkman moved, seconded by Councillor Jones, for adoption. Proposal No. 218, 1983, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

NO NAYS

2 NOT VOTING: *Nickell, Sawyers*

Proposal No. 218, 1983, was retitled SPECIAL RESOLUTION NO. 46, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1983

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 I.C. 36-7-12 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, C & C Investments, an Indiana Partnership (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition, construction, installation and equipping of an approximately 30,000 square foot building to be located at 4851 Ticher Road, Indianapolis, Indiana, on approximately 5 acres of land to be used as an approximately

80 bed health care facility for the aged, including site improvements and the purchase of machinery and equipment for the use therein ("Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 32 additional jobs at the end of one year and 45 additional jobs at the end of three years) to be achieved by the acquisition, construction, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the City of Indianapolis and its citizens; and

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

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect in 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 OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in or near Indianapolis, Indiana and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said 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 amount not to exceed \$2,300,000 under the Act for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to C & C Investments, an Indiana Partnership (the "Company") or the loaning of the proceeds of such 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, installation and equipping of the Project, this 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; and (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, installation 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 sell the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 219, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Shepard & Poorman Printing Co., in for an amount not to exceed \$400,000, was recommended for passage on May 6, 1983, by a vote of 4-0. Councillor Brinkman reported that the project involves the purchase and installation of a color perfecting sheet feed printing press to increase efficiency and speed of production. The costs of the project are as follows: \$350,000 for equipment and \$50,000 for miscellaneous contingencies. There are three estimated additional positions at the end of one year with an addition of \$72,700 in payroll and eight additional positions with a payroll of \$190,000 at the end of three years. Councillor Brinkman also noted that this is the third economic development bond request for Shepard & Poorman. She moved, seconded by Councillor Gilmer, for adoption. Proposal No. 219, 1983, was adopted on the following roll call vote; viz:

25 YEAS: *Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
NO NAYS

4 NOT VOTING: *Borst, Jones, Nickell, Sawyers*

Proposal No. 219, 1983, was retitled SPECIAL RESOLUTION NO. 47, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 1983

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 I.C. 36-7-12 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, Shepard & Poorman Printing Co., Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire and install certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition and installation of a rebuilt Miller 41 X 54 4/color perfecting sheet fed printing press, to be installed at the Company's new facility which will be located at 4301 North Woodland Drive, Indianapolis, Indiana, ("Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 3 additional jobs at the end of one year and 8 additional jobs at the end of three years) to be achieved by the acquisition and installation of the Project will be of public benefit to the health, safety and general welfare of the City of Indianapolis and its citizens; and

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

WHEREAS, the acquisition and installation of the facilities will not have an adverse competitive effect in 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 OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in or near Indianapolis, Indiana and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said 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 amount not to exceed \$400,000 under the Act for the acquisition and installation of the Project and the sale or leasing of the Project to Shepard & Poorman Printing Co., Inc. (the "Company") or the loaning of the proceeds of such 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 and installation of the Project, this 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; and (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 and installation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the City will thereafter sell the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 220, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Michael Anthony Navarra and/or Mike Navarra Produce Co., Inc. in an amount not to exceed \$1,050,000, was recommended for passage by the Economic Development Committee by a vote of 3-1 on May 6, 1983. Councillor Brinkman explained that this project, located at 4801 North Shadeland Avenue, is inside the Lawrence city limits and the Lawrence Council is required to give formal consent after the proposal receives a recommendation from the City-County Council. Costs for the

Costs for the project are as follows: \$150,000 land; \$350,000 building; \$400,000 equipment; \$95,000 architectural and engineering cost contingency; and \$55,000 other contingencies. Estimated additional employment at the end of the first year totals twelve positions with \$150,000 in additional payroll; and twenty-three additional positions with a payroll of \$500,000 at the end of three years. Councilor Brinkman moved, seconded by Councillor West, for adoption. Proposal No. 220, 1983, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Vollmer, West*
NO NAYS

3 NOT VOTING: *Nickell, Sawyers, Tintera*

Proposal No. 220, 1983, was retitled SPECIAL RESOLUTION NO. 48, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 48, 1983

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 I.C. 36-7-12 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, Michael Anthony Navarra and/or Mike Navarra Produce Co., Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition, construction, installation and equipping of an approximate 14,400 square foot building which will house loading docks, refrigerator-cooler space and work areas all to be used by Mike Navarra Produce Co., Inc. for wholesale distribution of fresh fruits and vegetables to be located at 4801 North Shadeland Avenue, Lawrence, Marion County, Indiana, on approximately 3 acres of land including site improvements and the purchase of machinery and equipment for the use therein ("Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 12 additional jobs at the end of one year and 23 additional jobs at the end of three years) to be achieved by the acquisition, construction, installation and equipping of the Project and use of the Project by Mike Navarra Produce Co., Inc. will be of public benefit to the health, safety and general welfare of the City of Lawrence, Marion County, and their citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project and use of the Project by Mike Navarra Produce Co., Inc. will be of public benefit to the health, safety and general welfare of the City of Lawrence, Marion County, and their citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities and use of the Project by Mike Navarra Produce Co., Inc. will not have an adverse

competitive effect in any similar facility already constructed or operating in or about Indianapolis, Lawrence and Marion County, Indiana; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in or near Indianapolis, Indiana and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said 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 amount not to exceed \$1,050,000, such financing to be consented to by the fiscal body of the City of Lawrence pursuant to IC 36-7-12-22, under the Act for the acquisition, construction, installation and equipping of the Project and the use of the Project by Mike Navarra Produce Co., Inc. and the sale or leasing of the Project to Michael Anthony Navarra and/or Mike Navarra Produce Co., Inc. (the "Company") or the loaning of the proceeds of such 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, installation and equipping of the Project and use of the Project by Mike Navarra Produce Co., Inc. this 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; and (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, installation 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 sell the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 221, 1983. Councillor Brinkman reported that this proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Shadeland Medical Partnership in an amount not to exceed \$2,500,000, was recommended for passage by the Economic Development Committee by a vote of 3-0 on May 6, 1983. She explained that the principals are surgeons specializing in otology and ophthalmology and are currently practicing at 5506 East 16th Street and 8060 Knue Road. Costs for the \$2,700,000 project are as follows: \$250,000 land; \$1,750,000 building; \$500,000 equipment; and other

contingencies totaling \$200,000. Construction should begin in October, 1983 with occupancy by July, 1984. There are ten estimated additional positions at the end of one year with an additional payroll of \$280,000; and twelve positions at the end of three years with an additional \$400,000 in payroll. Councillor Brinkman moved, seconded by Councillor Tintera, for adoption. Proposal No. 221, 1983, was adopted on the following roll call vote; viz:

17 YEAS: *Boyd, Brinkman, Campbell, Coughenour, Gilmer, Holmes, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, SerVaas, Tintera, Vollmer, West*
9 NAYS: *Borst, Clark, Cottingham, Dowden, Durnil, Howard, Schneider, Stewart, Strader*
3 NOT VOTING: *Hawkins, Nickell, Sawyers*

Proposal No. 221, 1983, was retitled SPECIAL RESOLUTION NO. 49, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 49, 1983

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 I.C. 36-7-12 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, Shadeland Medical Partnership (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition, construction, installation and equipping of an approximately 20,000 square foot building to be used entirely by the Company for the providing of medical services to be located at 7400 North Shadeland Avenue, Indianapolis, Indiana, on approximately 2 acres of land, including site improvements and the purchase of machinery and equipment for the use therein ("Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 17 additional jobs at the end of one year and 36 additional jobs at the end of three years) to be achieved by the acquisition, construction, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the City of Indianapolis and its citizens; and

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

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect in 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 OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in or near

Indianapolis, Indiana and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said 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 amount not to exceed \$2,500,000 under the Act for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to Shadeland Medical Partnership (the "Company") or the loaning of the proceeds of such 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, installation and equipping of the Project, this 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; and (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, installation 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 sell the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 222, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Tripp Inn of Indianapolis, Inc. in an amount not to exceed \$8,260,000, was recommended for passage by the Economic Development Committee by a vote of 5-0 on May 6, 1983. Councillor Brinkman explained that the project is to construct a 122,000 square foot, fifteen story, 208 sleeping room hotel with a restaurant and lounge, on 9.2 acres at the northeast corner of Delaware and South Streets. Costs for the \$9,860,000 project are as follows: \$1,200,000 land; \$6,774,000 building; \$1,231,000 equipment; and \$655,000 other contingencies. Construction should begin in July or August, 1983, with occupancy by June, 1984. Councillor Brinkman moved, seconded by Councillor Gilmer, for adoption. Councillor Page has an interest in Termini & Associates; such interest is disclosed, and he is not participating in any of the Council proceedings concerning this proposal. Proposal No. 222, 1983, was recommended for passage on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
NO NAYS

3 NOT VOTING: *Nickell, Page, Sawyers*

Proposal No. 222, 1983, was retitled SPECIAL RESOLUTION NO. 50, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 50, 1983

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 I.C. 36-7-12 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, Tripp Inn of Indianapolis, Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the city either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition, construction, installation and equipping of an approximately 122,000 square foot hotel facility to be located at the northeast corner of Delaware Street and South Street, Indianapolis Indiana, on approximately 9.2 acres of land in the Southeast Redevelopment Project Area II, including site improvements and the purchase of machinery and equipment for the use therein (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 106 additional jobs at the end of one year and 140 additional jobs at the end of three years) to be achieved by the acquisition, construction, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the City of Indianapolis and its citizens; and

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

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect in 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 OF 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 amount not to exceed \$8,260,000 under the Act and the Project to be developed in conformity with the Southeast Redevelopment Project Area II requirements and be subject to approval as a portion of the development of said Area for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to Tripp Inn of Indianapolis, Inc. (the "Company") or the loaning of the proceeds of such 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, installation and equipping of the Project, this 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; and (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, installation 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 sell the same to the Company or loan the proceeds of the revenue bonds to the Company for the Project, and the City will thereafter least the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 161, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Payless Cashways, Inc. in an amount not to exceed \$3,500,000, was recommended by the Economic Development Committee on May 6, 1983, by a vote of 3-0. Councillor Brinkman explained that the costs for this project are as follows: \$1,450,000 land and existing equipment; \$1,600,000 new building; \$350,000 equipment; and \$100,000 miscellaneous contingencies. There are three estimated additional positions at the end of the first year with \$35,000 additional payroll; and eighteen additional positions with \$200,000 additional payroll at the end of three years. Councillor Brinkman moved, seconded by Councillor Tintera, for adoption. Proposal No. 161, 1983, was adopted on the following roll call vote; viz:

24 YEAS: Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

NO NAYS

5 NOT VOTING: Borst, Jones, Nickell, Page, Sawyers

Proposal No. 161, 1983, was retitled **SPECIAL RESOLUTION NO. 51, 1983**, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 51, 1983

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 I.C. 36-7-12 (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 owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, Payless Cashways, Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the city either acquire, construct and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition of 4 buildings containing approximately 85,000 square feet and the acquisition, construction and equipping of an additional 100,000 square feet of building to be used to expand the Company's Indianapolis warehouse and re-distribution center operation for building products, and the machinery and equipment to be installed therein plus certain site improvements to be located at 4343 West 71st Street, Indianapolis, Indiana, on approximately 22 acres of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 3 additional jobs at the end of one year and 15 additional 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, 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, construction and equipping, of the facilities will not have an adverse competitive effect in 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 OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in or near Indianapolis, Indiana and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said 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 amount not to exceed \$3,500,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to Payless Cashways, Inc. (the "Company") or the loaning of the proceeds of such 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 pursuant thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and (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 sell the same to the Company or loan the proceeds of the revenue bonds to the Company for the Project, and the City will thereafter lease the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 158, 1983. This proposal authorizes the issuance of tax anticipation time warrants for the County Welfare Fund for the second half of 1983. Councillor McGrath reported that the Community Affairs Committee recommended passage by a vote of 5-0 on April 21, 1983, however, it was delayed in Council due to a printer's error. President SerVaas called for public testimony at 8:01 p.m. There being no one present to testify, Councillor McGrath moved, seconded by Councillor Clark, for adoption. Proposal No. 158, 1983, was adopted on the following roll call vote; viz:

24 YEAS: *Boyd, Brinkman, Campbell, Clark, Coughenour, Dowden, Durnil, Gilmer Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

NO NAYS

5 NOT VOTING: *Borst, Cottingham, Nickell, Page, Sawyers*

Proposal No. 158, 1983, was retitled FISCAL ORDINANCE NO. 37, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 1983

A FISCAL ORDINANCE authorizing Marion County to borrow on a temporary loan for the use of the County Welfare Fund during the period July 5, 1983, to December 29, 1983, in anticipation of current taxes levied in the year 1982 and collectible in the year 1983, authorizing the issuance of tax anticipation time warrants to evidence such loan; pledging and appropriating the taxes to be received in said fund to the payment of said tax anticipation time warrants including the interest thereon.

WHEREAS, the Auditor of Marion County has filed with the Mayor of the Consolidated City an estimate and statement showing the amount of money in the current expenses and to pay the obligations of the County Welfare Fund pending the receipt of current revenues actually levied and now in process of collection, and the Mayor did make and enter of record a finding, and said Auditor and Mayor have requested the City-County Council to authorize temporary borrowing to procure the funds necessary for use by the County Welfare Fund and to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of Tax Anticipation Warrants; and

WHEREAS, the City-County Council now finds that the request should be granted, and that the City-County Council should authorize the making of a loan and the issuance of Tax Anticipation Warrants of the County to evidence the same; now, therefore:

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

SECTION 1. That the Auditor of Marion County and Mayor of the Consolidated City of Indianapolis are authorized to borrow on a temporary loan against current revenues actually levied and in process of collection for the County Welfare Fund, for

and on behalf of said County, for the purpose of procuring the funds immediately and temporarily necessary for use for expenditures from the County Welfare Fund to be paid from said County Welfare Fund prior to the actual receipt of taxes required for the payment of incidental expenses incurred in connection with the issuance of the Tax Anticipation Warrants of the County in the manner provided for by the statute.

SECTION 2. That the maximum amount of said loan and the Tax Anticipation Warrants issued to evidence the same shall not exceed three million dollars (\$3,000,000). Said Tax Anticipation Warrants shall be dated as of date of delivery thereof to the purchaser and shall bear interest at a rate or rates not exceeding the maximum rate provided by law, and shall mature and be payable on the 29th day of December, 1983, and the amount of three million dollars (\$3,000,000) of the taxes now in process of collection for the County Welfare Fund in the year 1983, together with such amount of said taxes as is necessary to pay the interest on said warrants, is hereby appropriated and pledged for the purposes of paying said tax anticipation warrants together with the interest thereon when due, deductions to be made from semi-annual settlement of said taxes in amounts hereinbefore indicated to the total amount of said warrants coming due on the date of such settlements, with accrued interest thereon.

SECTION 3. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate amount, dates, statutory citation, and other data, to be properly completed prior to the execution and delivery thereof):

STATE OF INDIANA, COUNTY OF MARION

No. _____ \$ _____

MARION COUNTY WELFARE FUND
TAX ANTICIPATION WARRANT

For value received the Board of Commissioners of the County of Marion, in the State of Indiana, promises to pay to the bearer from the Marion County Welfare Fund the sum of \$ _____ dollars on the _____ day of _____, 19____, with interest thereon at the rate of _____ percent (_____ %) per annum from the date hereof to the time of payment of the principal hereof, which interest is payable on the principal payment date hereof.

Both principal and interest of this warrant are payable in lawful money of the United States of America, at the Office of the Treasurer of Marion County, of the City of Indianapolis, Indiana. This warrant is one of an issue aggregating _____ dollars and is issued pursuant to and in accordance with City-County Fiscal Ordinance No. _____, duly adopted by the City-County Council on the _____ day of _____, 19____, and in strict conformity with an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning County Business," in force April 27, 1899, and the Acts of 1933, Chapter 171 of the Acts of 1969, and Public Law No. 134, 1972.

All acts, conditions and things to be done precedent to and in the execution, issuance and delivery of this warrant have been done and performed in regular and due form as provided by law, and this warrant is within every limit of indebtedness prescribed by the constitution and the laws of the State of Indiana. Sufficient receipts from taxation for the County Welfare Fund of Marion County from levies actually made and now in process of collection for the current year as may be necessary are hereby irrevocably pledged to the punctual payment of the principal and interest of this warrant according to its terms.

IN WITNESS WHEREOF, the Board of Commissioners of the County of Marion, has caused this warrant to be issued and signed in its name by its duly elected, qualified and acting Commissioners, countersigned by the Mayor of the City of Indianapolis, attested by its duly elected, qualified and acting County Auditor, and the seal of said Board of Commissioners to be hereunto affixed, as of the _____ day of _____.

SEAL

COMMISSIONERS OF MARION COUNTY

ATTEST:

COUNTERSIGNED:

MAYOR, CITY OF INDIANAPOLIS

AUDITOR OF MARION COUNTY

PROPOSAL NO. 159, 1983. This proposal authorizes the issuance of tax anticipation time warrants for the County General Fund for the second half of 1983. Councillor Tintera moved, seconded by Councillor Cottingham, to postpone Proposal No. 159, 1983, in Council until May 23, 1983. Council consent was given.

PROPOSAL NO. 170, 1983. This proposal transfers and appropriates \$55,857 for the Air Pollution Control Division to perform sampling of unleaded gasoline at commercial pumps in Marion County. Councillor Coughenour reported that the State reduced funding from \$52,457 to \$26,409, therefore, the Public Works Committee recommended to amend and pass the proposal on May 4, 1983, by a vote of 5-0. She moved, seconded by Councillor Holmes, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 170, 1983, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 170, 1983, Committee Recommendations, As Amended".

Councillor Coughenour

Council consent was given on the amendment. After brief discussion, President SerVaas called for public testimony at 8:05 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Holmes, for adoption. Proposal No. 170, 1983, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: *Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
NO NAYS

4 NOT VOTING: *Borst, Dowden, Nickell, Sawyers*

Proposal No. 170, 1983, As Amended, was retitled FISCAL ORDINANCE NO. 38, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating an additional Twenty-six Thousand Four Hundred Nine Dollars (\$26,409) in the Consolidated County Fund for purposes of the Department of Public Works, Air Pollution Control Division and reducing certain other appropriations for that division and the unappropriated and unencumbered balance in the Consolidated County 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

1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds to perform sampling of lead content in unleaded gasoline at commercial pumps in Marion County to prevent excessive metallic lead content to reduce automotive repair costs and improve the air quality. The funds are to be reimbursed by the Indiana State Board of Health.

SECTION 2. The sum of Twenty-six Thousand Four Hundred Nine Dollars (\$26,409) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

| | |
|-----------------------------|--------------------------|
| DEPARTMENT OF PUBLIC WORKS | |
| AIR POLLUTION CONTROL DIV. | CONSOLIDATED COUNTY FUND |
| 2. Supplies | 1,932 |
| 3. Other Services & Charges | <u>24,477</u> |
| Total Increases | \$26,409 |

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

| | |
|---------------------------------|--------------------------|
| DEPARTMENT OF PUBLIC WORKS | |
| AIR POLLUTION CONTROL DIV. | CONSOLIDATED COUNTY FUND |
| Unappropriated and Unencumbered | |
| Consolidated County Fund | <u>\$26,409</u> |
| Total Reductions | \$26,409 |

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

PROPOSAL NO. 197, 1983. This proposal, appropriating \$42,000 for the Department of Parks and Recreation to purchase land adjacent to the headquarters building, was amended and passed by the Parks and Recreation Committee by a vote of 6-0 on May 5, 1983. Councillor Gilmer explained that the central garage is relocating to a former Kentucky Fried Chicken location at 30th and Harding. The garage is moving due to the While River Park Zoo. Councillor Gilmer moved, seconded by Councillor Durnil, the following:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 197, 1983, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 197, 1983, Committee Recommendations".

Councillor Gilmer

Council consent was given. The President called for public testimony at 8:08 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Durnil, for adoption. Proposal No. 197, 1983, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West
 NO NAYS

4 NOT VOTING: Borst, Nickell, Rhodes, Sawyers

Proposal No. 197, 1983, As Amended, was retitled FISCAL ORDINANCE NO. 39, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Forty-two Thousand Dollars (\$42,000) in the Park Land Fund for purposes of the Department of Parks and Recreation, Administration Division and reducing the unappropriated and unencumbered balance in the Park Land 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 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds to purchase land adjacent to the headquarters building, which will be reimbursed by the Indianapolis - Marion County Building Authority from the proceeds of the bond issue to construct a new central equipment garage.

SECTION 2. The sum of Forty-two Thousand Dollars (\$42,000) 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:

| | |
|-----------------------------|-----------------|
| DEPT. OF PARKS & RECREATION | PARK LAND FUND |
| ADMINISTRATION DIVISION | |
| 4. Capital Outlay | <u>\$42,000</u> |
| Total Increase | <u>\$42,000</u> |

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

| | |
|---------------------------------|-----------------|
| DEPT. OF PARKS & RECREATION | PARK LAND FUND |
| ADMINISTRATION DIVISION | |
| Unappropriated and Unencumbered | |
| Park Land Fund | <u>\$42,000</u> |
| Total Reduction | <u>\$42,000</u> |

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

PROPOSAL NO. 204, 1983. This proposal appropriates \$35,000 for the Marion County Prosecutor's Child Support Division to hire temporary employees and to lease computer terminals. Councillor Holmes reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 3-0 on April 28, 1983. He stated that this appropriation will be used to hire temporary help to track income tax returns of fathers not paying child support. Seventy percent

is federally reimbursed and thirty percent is reimbursed by the state. The President called for public testimony at 8:10 p.m. There being no one present to testify, Councillor Holmes moved, seconded by Cottingham, for adoption. Proposal No. 204, 1983, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer*
West

NO NAYS

2 NOT VOTING: *Nickell, Sawyers*

Proposal No. 204, 1983, was retitled FISCAL ORDINANCE NO. 40, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Thirty-five Thousand Dollars (\$35,000) in the County General Fund for purposes of the Marion County Prosecutor's Child Support Division 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 2.03 (b)(12) of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of hiring temporary employees and to lease computer terminals for the IRS Tax Refund Intercept Program and to adjust the personnel schedule.

SECTION 2. The sum of Thirty-five Thousand Dollars (\$35,000) 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:

| MARION COUNTY PROSECUTOR'S CHILD SUPPORT DIVISION | COUNTY GENERAL FUND |
|--|---------------------|
| 1. Personal Services | \$30,000 |
| 3. Other Services & Charges | 5,000 |
| Total Increase | <u>\$35,000</u> |

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

| MARION COUNTY PROSECUTOR'S CHILD SUPPORT DIVISION | COUNTY GENERAL FUND |
|--|---------------------|
| Unappropriated and Unencumbered County General Fund | <u>\$35,000</u> |
| Total Reduction | <u>\$35,000</u> |

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

(b)(12) PROSECUTOR'S CHILD SUPPORT DIVISION

| Personnel Classification | Maximum Number | Maximum Salary | Maximum Per Classification |
|---------------------------|----------------|----------------|-------------------------------|
| Supervisor Professional | 2 | 36,732 | 55,500 |
| Administrative Supervisor | 3 | 21,408 | 58,000 |
| Deputy Prosecutors | 3 | 33,092 | 68,500 |
| Secretaries | 20 | 15,500 | 200,000 |
| Paralegals | 22 | 17,870 | 249,000 |
| Temporary | | | <u>40,000</u> 70,000 |
| Vacancy Factor | — | | <u>(79,466)</u> |
| TOTAL | 50 | | <u>591,534</u> 621,534 |

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

SPECIAL ORDERS, FINAL ADOPTION

PROPOSAL NO. 165, 1983. This proposal modifies the budget of the Capital Improvements Board of Managers by appropriating \$375,000 for a computer system. Councillor Clark reported that the Municipal Corporations Committee recommended passage by a vote of 7-0 on April 27, 1983. He moved, seconded by Councillor Miller, for adoption. Proposal No. 165, 1983, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Hawkins, Holmes, Howard, Jones, Journey, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
NO NAYS

4 NOT VOTING: *Gilmer, McGrath, Nickell, Sawyers*

Proposal No. 165, 1983, was retitled GENERAL RESOLUTION NO. 3, 1983, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 3, 1983

A GENERAL RESOLUTION modifying the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 5, 1982.

WHEREAS, IC 1971, 36-3-6-9 empowers the City-County Council to amend the budget of the Capital Improvements Board of Managers of Marion County; and

WHEREAS, the Capital Improvements Board of Managers of Marion County has requested an approval for an additional expenditure of 1983 in the General Operating Fund for the payment of capital outlay for the computer system; now, therefore:

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

SECTION 1. City-County General Resolution No. 5, 1982, is amended by allowing the following additional expenditure:

| | |
|------------------------------|------------------|
| 400 Capital Outlay | <u>\$375,000</u> |
| Total Additional Expenditure | \$375,000 |

SECTION 2. The said additional expenditure is funded by the following reduction:

| | |
|---|------------------|
| Unappropriated and Unencumbered General Operating Fund | <u>\$375,000</u> |
| Total Decrease Expenditure | \$375,000 |

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

PROPOSAL NO. 203, 1983. This proposal approves the sale of certain real estate of the Department of Parks and Recreation. Councillor Gilmer reported that the Parks and Recreation Committee recommended passage by a vote of 6-0 on May 5, 1983. He moved, seconded by Councillor Clark, for adoption. Proposal No. 203, 1983, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer West*

NO NAYS

2 NOT VOTING: *Nickell, Sawyers*

Proposal No. 203, 1983, was retitled SPECIAL RESOLUTION NO. 52, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 52, 1983

A SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Parks and Recreation.

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

SECTION 1. The City-County Council approves, pursuant to I.C. 36-1-11-3 the sale of the following property by the Department of Parks and Recreation:

| LOCATION | APPRAISED VALUE | ACREAGE | PUBLIC HEARING DATE |
|------------------------|--------------------|---------|------------------------|
| 6054 Hollingsworth Rd. | \$52,500.00 | 4.16 | Jan. 27, 1983 |

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

PROPOSAL NO. 192, 1983. This proposal approves actions of the Marion County Community Corrections Board with respect to grant applications for 1983-84. Councillor West reported that the Public Safety and Criminal Justice Committee amended Proposal No. 192, 1983, on April 28, 1983, and submitted it to the Council with no recommendation by a vote of 4-1. He moved, seconded by Councillor Campbell, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 192, 1982, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 192, 1983, Committee Recommendations".

Councillor West

Council consent was given on the amendment. Councillor Durnil moved, seconded by Councillor Howard, for the question on the main motion. The President called for a vote to cut off debate and it carried on the following roll call vote; viz:

20 YEAS: *Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Howard, Journey, Miller, Page, Rader, SerVaas, Stewart, Strader, Vollmer, West*

7 NAYS: *Borst, Holmes, Jones, McGrath, Rhodes, Schneider, Tintera*

2 NOT VOTING: *Nickell, Sawyers*

President SerVaas then called for the vote on Proposal No. 192, 1983, As Amended, and it carried on the following roll call vote; viz:

20 YEAS: *Borst, Boyd, Brinkman, Campbell, Coughenour, Dowden, Gilmer, Hawkins, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, SerVaas, Strader, Tintera, Vollmer, West*

7 NAYS: *Clark, Cottingham, Durnil, Holmes, Jones, Schneider, Stewart*

2 NOT VOTING: *Nickell, Sawyers*

Proposal No. 192, 1983, As Amended, was retitled GENERAL RESOLUTION NO. 4, 1983, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 1983

A GENERAL RESOLUTION approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1983-1984 Grant Application to the State of Indiana, Department of Corrections under I.C. 11-12.

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

SECTION 1. The actions of the Community Corrections Advisory Board of Marion County with respect to the Board's Grant Application to the State of Indiana, Depart-

ment of Corrections as set forth in its "Marion County Community Corrections Grant Application for Fiscal Year 1983-1984" adopted partly on March 31, 1983, and partly on April 18, 1983, as described in its "Letter of Transmittal of the Community Corrections Advisory Board of Marion County", dated April 28, 1983, a copy of which is attached hereto, marked Exhibit "A" and incorporated herein by reference, is hereby approved.

SECTION 2. The Marion County Community Corrections Advisory Board and its chairman are authorized to proceed in accordance with law and the terms of said application and Letter of Transmittal.

SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by use of revenues from any local tax regardless of source. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Community Corrections Advisory Board or the County Auditor or both are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order or financial commitment by the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received.

SECTION 4. Notwithstanding IC 11-12-1-3 any agreement or other contract contemplating the lease, purchase or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after prior approval of the City-County Council pursuant to IC 36-3.

SECTION 5. Notwithstanding IC 11-12-2-10 the Community Corrections Program will dissolve on July 1, 1984, unless the City-County Council takes affirmative action to renew the program. The Clerk of the City-County Council is instructed to notify the Indiana Department of Corrections on July 1, 1984 if no affirmative action has been taken prior to that date that the Community Corrections Program has been dissolved. The Community Corrections Advisory Board will dissolve on July 1, 1985, unless the City-County Council has renewed the program prior to that date.

SECTION 6. The City-County Council shall ratify the hiring of a Community Corrections Coordinator.

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

PROPOSAL NO. 229, 1983. Councillor Strader read the proposal honoring Amos C. Brown, III; and he moved, seconded by Councillor Howard, for adoption. Proposal No. 229, 1983, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 41, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 41, 1983

A SPECIAL RESOLUTION honoring Amos C. Brown, III.

WHEREAS, Amos C. Brown, III has been an active leader in community affairs in Indianapolis and Marion County; and

WHEREAS, he has held various positions including station manager of Radio Station WTLC-FM; and

WHEREAS, he has been co-host of the United Negro College Fund Telethon, Ronald McDonald House Telethon, and the Jerry Lewis Muscular Dystrophy Telethon; and

WHEREAS, he served on numerous boards and committees for civic organizations including the Mayor's Committee for Economic Development; and

WHEREAS, Amos C. Brown, III will be leaving Indianapolis to take the position of vice president and general manager of Radio Station WJAS-AM, Pittsburgh; 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 expresses its appreciation for the admirable leadership and civic contributions of fellow citizen, Amos C. Brown, III.

SECTION 2. The Mayor is invited to join with the Council by affixing his signature hereto.

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

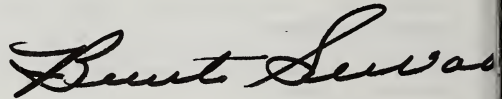
ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County, Indiana, held at its Regular Meeting on the 9th day of May, 1983.

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)