

**CITY-COUNTY COUNCIL  
INDIANAPOLIS, MARION COUNTY, INDIANA  
REGULAR MEETING  
Wednesday, November 9, 1983**

Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building at 7:08 m., Wednesday, November 9, 1983. President SerVaas in the Chair. Councillor anley P. Strader opened the meeting with a prayer, followed by the Pledge of lligiance.

**ROLL CALL**

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

**PRESENT:** *Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, owden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, iller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, intera, Vollmer, West*

**CORRECTION OF THE JOURNAL**

he President called for additions or corrections to the Journals of September 26, 983 and October 10, 1983. There being no additions or corrections, the minutes ere approved as distributed.

**OFFICIAL COMMUNICATIONS**

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

**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 Wednesday, November 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 October 27, 1983, and November 3, 1983, a copy of NOTICE TO TAXPAYERS of General Ordinance Nos. 107, 108, and 109, 1983.

Respectfully,

s/Beverly S. Rippy  
City Clerk

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on October 31, 1983, and November 7, 1983, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 524 and 526, 1983, to be held on Wednesday, November 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. 79, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Three Million Six Hundred Thirty Thousand Dollars (\$3,630,000) in the Sanitation General Fund for purposes of the Department of Public Works, Sanitation Division and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 80, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional One Hundred Fifty Thousand Dollars (\$150,000) in the County Welfare Fund for purposes of the Marion County Guardian Home and reducing the unappropriated and unencumbered balance in the County Welfare Fund.

FISCAL ORDINANCE NO. 81, 1983, authorizing Marion County to borrow on a temporary loan for the use of the County Welfare Fund during the period January 3, 1984, to December 28, 1984, in anticipation of current taxes levied in the year 1983 and collectible in the year 1984, 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.

FISCAL ORDINANCE NO. 82, 1983, authorizing Marion County to borrow on a temporary loan for the use of the County General Fund during the period January 3, 1984, to December 28, 1984, in anticipation of current taxes levied in the year 1983 and collectible in the year 1984, 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.

FISCAL ORDINANCE NO. 83, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the Flood Control General Fund for purposes of the Department of Public Works, Flood Control Division and reducing certain other appropriations for the Solid Waste Division and the unappropriated and unencumbered balance in the Flood Control General Fund.

FISCAL ORDINANCE NO. 84, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating an additional One Hundred Fifty Thousand Dollars (\$150,000) in the Flood Control General Fund for purposes of the Department of Public Works, Flood Control Division and reducing certain other appropriations for that division and the unappropriated and unencumbered balance in the Flood Control General Fund.

FISCAL ORDINANCE NO. 85, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating an additional One Thousand Seven Hundred Dollars (\$1,700) in the County General Fund for purposes of the Perry Township Assessor and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 86, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Six Hundred Thirty-nine Dollars (\$639) in the County General Fund for purposes of the Lawrence Township Assessor and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 110, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 111, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing, or parking prohibited at all times on certain designated streets.

GENERAL ORDINANCE NO. 112, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Prohibiting parking.

GENERAL ORDINANCE NO. 113, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 114, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 115, 1983, amending the "Code of Indianapolis and Marion County, Indiana", by amending Article V, Chapter 23½, concerning special police.

SPECIAL RESOLUTION NO. 88, 1983, authorizing the officers of the Consolidated City of Indianapolis and Marion County to appeal to the State Board of Tax Commissioners for an increase in the tax rate and levy as fixed by the County Board of Tax Adjustment and for an approval of a tax rate and levy sufficient to fund certain appropriations as originally submitted to the Marion County Board of Tax Adjustment.

SPECIAL RESOLUTION NO. 89, 1983, approving the leasing of certain real estate of the Department of Parks and Recreation.

Respectfully submitted,  
s/William H. Hudnut, III  
Mayor  
-730-

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

PROPOSAL NO. 535, 1983. Councillor Gilmer read the proposal for Councillor Brinkman which honors Duke and Phyllis Henning. Councillor Brinkman moved, seconded by Councillor Gilmer, for adoption. Proposal No. 535, 1983, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 90, 1983, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 90, 1983**

**A SPECIAL RESOLUTION honoring Duke and Phyllis Henning.**

**WHEREAS, Duke and Phyllis Henning have been the guiding force behind Junior Basketball at Municipal Gardens Recreational Center for more than seven (7) years; and**

**WHEREAS, every year from Mid-October to Mid-March they contribute at least thirty (30) to forty (40) hours every week to the program; and**

**WHEREAS, together the Hennings organize the team, buy uniforms, set up game schedules, coordinate volunteers, and perform countless other tasks on behalf of the youth; and**

**WHEREAS, they have taken the Municipal Garden's team to Puerto Rico to participate in the International Junior Basketball Tournament; 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 of the valued commitment Duke and Phyllis Henning have made to this community and its youth.**

**SECTION 2. The City-County Council further urges the Henning's to continue their benevolent support of the Junior Basketball Program.**

**SECTION 3. The Mayor is invited to join with the Council by affixing his signature hereto.**

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

PROPOSAL NO. 571, 1983. Councillor Borst read the proposal commending the firemen at Firestation No. Twenty-nine. Mrs. Marjorie Nackenhorst presented the firemen with a list of 280 neighborhood citizen's signatures commending them for their community service. Councillor Borst moved, seconded by Councillor McGrath, for adoption. Proposal No. 571, 1983, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 91, 1983, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 91, 1983**

**A SPECIAL RESOLUTION commending the Firemen at Firestation Number Twenty-nine.**

WHEREAS, in 1980 Captain Phillip E. Ochs, III and the men at Firestation Number Twenty-nine made a commitment to refurbish their Engine House; and

WHEREAS, over the past three (3) years they have replaced the plumbing, put in a new heating and air conditioning system, a new water heating system, a new kitchen ventilation system, new stainless steel kitchen cabinets, new floors, insulation, new overhead door, replaced every window in the building, rebuilt the shower, restroom and lockerroom area, replaced lighting fixtures, restuccoed the outside of the building, repainted the entire inside and outside of the structure, put in new ceilings and built a new office, game room and patio; and

WHEREAS, all of the work done was donated by the firemen themselves free of charge; and

WHEREAS, it is estimated that these efforts have extended the life of the building another twenty (20) years and have saved the City of Indianapolis and Marion County at least One Hundred Fifty Thousand Dollars (\$150,000); now, therefore:

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

SECTION 1. The City-County Council publicly commends Captain Ochs and all of the men stationed at Fire House Number Twenty-nine since 1980 for their commitment of service and dedication to their community.

SECTION 2. The Council extends its appreciation to individuals involved in this project and honors them for their high degree of pride and professionalism as firemen in our City.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 573, 1983. This proposal approves the schedule of regular council meetings for the year 1984. Councillor Miller moved, seconded by Councillor West, to postpone Proposal No. 573, 1983 in Council until November 21, 1983.

**INTRODUCTION OF GUESTS**

Councillor West acknowledged Mr. Richard Kramer, Administrator at the Juvenile Detention Center, and his son. Councillor Strader introduced Mr. James Dotson.

**INTRODUCTION OF PROPOSALS**

[Clerk's Note: Councillor Tintera moved to advance Proposal Nos. 548, 549, 550, 551, 552, 553, 556, 559, 560, 561, and 562, 1983, seconded by Councillor Brinkman. Consent was given. Councillor West moved, seconded by Councillor Borst, to advance Proposal No. 567, 1983. Consent was given.]

PROPOSAL NO. 544, 1983. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$26,000 for the City-County Council to purchase word processing equipment"; and the President referred it to the Administration Committee.

PROPOSAL NO. 545, 1983. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the termination of the construction bond of Indianapolis Cablevision Co. Ltd."; and the President referred it to the Administration Committee.

PROPOSAL NO. 546, 1983. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$4,000 for the Cooperative Extension Service to purchase required equipment and to adjust the personnel schedule"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 547, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,000 for the Warren Township Assessor for office rental"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 548, 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 Elliott D. Levin and George A. Rubin/or a partnership to be formed in which George A. Rubin and/or Elliott D. Levin is a great partner or partners in an approximate amount of \$3,400,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 549, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE designating the parcel of land commonly known as 342 Massachusetts Avenue as an economic development target area"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 550, 1983. Introduced by Councillor Hawkins. 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 Byram, Gates, Middleton Partnership in an approximate amount of \$1,200,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 551, 1983. Introduced by Councillor Hawkins. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE designating the parcel of land commonly known as 1836 North Illinois as an economic development target area"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 552, 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 Budig Realty Company, George E. Fern Company and/or Budco Group, Inc. in an approximate amount of \$1,200,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 553, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE designating the parcel of land commonly known as 1147 South White River Parkway, East Drive as an economic development target area"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 554, 1983. Introduced by Councillor Hawkins. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION an inducement resolution amending the project description to include residential dwelling units for the Canal Commons Associates"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 555, 1983. Introduced by Councillor Hawkins. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE designating the parcel of land commonly known as 330 West New York Street as an economic development target area"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 556, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the amendment of financing documents regarding the previously issued City of Indianapolis, Indiana Economic Development Mortgage Revenue Bonds, Series A for Cold Metal Products, Inc. Project (no new bonds being issued)"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 557, 1983. Introduced by Councillors Brinkman and Jones. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE

authorizing the issuance of Series 1983 Bonds in the aggregate principal amount of \$2,700,000 for the Decatur Retirement Park Project for C & C Investments, Ltd.”; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 558, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: “A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$3,850,000 Economic Development Revenue Bonds for Methodist Parking Associates, Ltd.”; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 559, 1983. Introduced by Councillor Nickell. The Clerk read the proposal entitled: “A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$2,400,000 Economic Development Revenue Bonds for GNB Investments”; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 560, 1983. Introduced by Councillor Howard. The Clerk read the proposal entitled: “A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$1,075,000 Economic Development Revenue Bonds, Series A for DHC Realty”; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 561, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: “A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$600,000 Economic Development Revenue Bonds, Series 1983 for Luett Associates”; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 462, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: “A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$1,330,000 Economic Development Revenue Bonds, Series 1983 for Lilly Industrial Coatings, Inc.”; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 563, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring \$82,364 for the Municipal Court to reduce the personal services vacancy factor”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 564, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring \$5,500

for the Community Corrections Advisory Board to employ a full time secretary-bookkeeper"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 565, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$300 for the Law Library into Personal Services required by an overlap and training of a newly hired Assistant Librarian"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 566, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$300,000 for Marion County Superior Court, Juvenile Division to purchase equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 567, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$42,800 for the Juvenile Detention Center to purchase and install a smoke detection system"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 568, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$30,600 for the Juvenile Detention Center to purchase laundry equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 569, 1983. Introduced by Councillors Rhodes and Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking controls on Evanston Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 570, 1983. Introduced by Councillor Strader. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing a 4-way stop at the intersection of Churchman Avenue and Minnesota Street"; and the President referred it to the Transportation Committee.

#### MODIFICATION OF SPECIAL ORDERS

[Clerk's Note: Council consent was given in order that the Council Rules on Preparation, Initiation, and Introduction of Proposals may be suspended and Proposal Nos. 572, 574-585, 1983, may be introduced, although not timely submitted under the Rules.]

PROPOSAL NO. 572, 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 Consolidated County Fund for the first half of 1984"; and the President referred it to the Administration Committee.

PROPOSAL NO. 574-585, 1983. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 7, 1983. Council consent was given. Proposal Nos. 574-585, 1983, were adopted by consent of the Council, retitled REZONING ORDINANCE NOS. 173-184, 1983, and read as follows:

**REZONING ORDINANCE NO. 173, 1983 83-Z-85 WASHINGTON AND  
LAWRENCE TOWNSHIPS  
COUNCILMANIC DISTRICT NO. 3  
5710 EAST 91ST STREET, INDIANAPOLIS**

John R. Clark, by Bruce R. Karr, request rezoning of 3.50 acres, being in D-2 district, to C-1 classification, to provide for office use.

**REZONING ORDINANCE NO. 174, 1983 83-Z-151 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
4745 WEST 56TH STREET, INDIANAPOLIS**

56th - Georgetown Land Trust, by Chris Barnes, by James R. Nickels, requests rezoning of 11.16 acres, being in DP district, to C-1 classification, to provide for commercial use.

**REZONING ORDINANCE NO. 175, 1983 83-Z-152 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
4859 WEST 56TH STREET, INDIANAPOLIS**

56th - Georgetown Land Trust, by Chris Barnes, by James R. Nickels, request rezoning of 15.70 acres, being in DP district, to C-3 classification, to provide for commercial use.

**REZONING ORDINANCE NO. 176, 1983 83-Z-161 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
7502 SHELBY STREET, INDIANAPOLIS**

Marvin and Dolores Christie, by G. Thomas Blankenship, requests rezoning of 1.65 acres, being in C-1 and C-3 districts, to the C-4 classification, to provide for commercial use.

**REZONING ORDINANCE NO. 177, 1983 83-Z-180 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 8  
4550 LAFAYETTE ROAD, INDIANAPOLIS**

Stephen J. Bobeck, by Robert Wildman, requests rezoning of 8.66 acres, being in A-2 district, to the C-4 classification, to provide for future commercial development.

**REZONING ORDINANCE NO. 178, 1983 83-Z-181 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 8**

4580 LAFAYETTE ROAD, INDIANAPOLIS  
Stephen J. Bobeck, by Robert Wildman, requests rezoning of 1.86 acres, being in the A-2 district, to the C-ID classification, to provide for the construction and operation of a warehouse and office building.

**REZONING ORDINANCE NO. 179, 1983 83-Z-184 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 24**

1102 MAIN STREET STREET, BEECH GROVE, INDIANA  
Beech Grove Public Library, by Richard L. Brown, requests rezoning of 1.12 acres, being in the SU-2 and D-5 districts, to the SU-37 classification, to provide for use as a library.

**REZONING ORDINANCE NO. 180, 1983 83-Z-185 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 11**

**3619 NORTH ARLINGTON AVENUE, INDIANAPOLIS**

Joseph Krauter, Jr., and Anneliese C. Krauter, request rezoning of 1.56 acres, being in the C-5 district, to the C-ID classification, to provide for office and warehouse uses.

**REZONING ORDINANCE NO. 181, 1983 83-Z-186 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13**

**5326 VICTORY DRIVE, INDIANAPOLIS**

Kenneth D. and Reva Irwin, by William F. LeMond, requests rezoning of 1.72 acres, being in C-4 district, to the C-5 classification, to provide for the construction of a small tool rental, sales and service business.

**REZONING ORDINANCE NO. 182, 1983 83-Z-189 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12**

**7751 EAST 42ND STREET, INDIANAPOLIS**

Edmund W. Martin, Paul W. Steward and Claribel M. Steward, by Walter E. Wolf, Jr., requests rezoning of 9.39 acres, being in the D-7, C-2 and C-5 districts, to the C-ID classification, to provide for construction of mini-warehouses and access to the site.

**REZONING ORDINANCE NO. 183, 1983 83-Z-190 83-DP-5  
LAWRENCE TOWNSHIP**

**COUNCILMANIC DISTRICT NO. 5**

**8202 OAKLANDON ROAD, INDIANAPOLIS**

The Shorewood Corporation, by William F. LeMond, requests rezoning from D-P district, to D-P classification to provide for a continued development of current D-P with a modification of the average density of Area 7 from 1.9 living units per acre to 2.67 living units per acre.

**REZONING ORDINANCE NO. 184, 1983 83-Z-219 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16**

**401 WEST MICHIGAN STREET, INDIANAPOLIS**

Metropolitan Development Commission, by Division of Economic and Housing Development, by Charles Cagann, requests rezoning of 1.27 acres, being in UQ-1 and Regional Center Secondary districts, to CBD-2 classification, to provide for office and retail uses.

[Clerk's Note: Due to the fact that Councillor Brinkman was experiencing laryngitis, Councillor Tintera presented the Economic Development Committee report.]

PROPOSAL NO. 548, 1983. Councillor Tintera reported that this proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Elliott D. Levin and George A. Rubin/or a partnership to be formed in which George A. Rubin and/or Elliott D. Levin is a general partner or partners in an approximate amount of \$3,400,000, was recommended for passage by the Economic Development Committee by a vote of 5-0 on November 4, 1983. The 60,000 square foot, five story building, located at 342 Massachusetts Avenue is in a registered historic district. The project will include general office space and some commercial space on the first floor. Estimated costs for the project are as follows: \$730,000 land and building purchase, \$2,200,000 renovation, \$220,000 architectural and engineering professional fees/miscellaneous fees, and \$250,000 contingency fees. The one and three year additional employment estimate is three

semi-skilled positions with an additional payroll of \$44,000 after the first year and \$52,000 after the third year. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 548, 1983, was adopted on the following roll call vote; viz:

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

3 NOT VOTING: *Coughenour, Dowden, Durnil*

Proposal No. 548, 1983, was retitled SPECIAL RESOLUTION NO. 92, 1983, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 92, 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 sub-leased to users of the facilities; and

WHEREAS, Elliott D. Levin and George A. Rubin, or a partnership to be formed in which Elliott D. Levin and/or George A. Rubin will be a general partner or general partners (the "Company"), has heretofore advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, renovate, 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, renovation, installation and equipping of the existing Marott building comprised of five floors containing approximately 10,000 square feet each plus a basement containing approximately 10,000 square feet all of which totals approximately 60,000 square feet and the machinery and equipment to be installed therein located at 342 Massachusetts Avenue, Indianapolis, Indiana, on approximately 0.25 acres of land in a registered historic district which will be used as general office space plus retail shops for lease to the general public (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 3 at the end of one year and three years) to be achieved by the acquisition, renovation, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the City and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, the acquisition, renovation, installation and equipping of the facilities will not have adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating or in the same market area or in or about Indianapolis, Indiana; now, therefore:

**BE IT ORDAINED 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 approximately amount of \$3,400,000 under the Act subject to the Project being located in an Economic Development Target Area designated pursuant to I.C. 36-7-12 as amended for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to Elliott D. Levin and George A. Rubin, or a partnership to be formed in which Elliott D. Levin and/or George A. Rubin will be a general partner or general partners (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, installation and equipping of the Project, the City-County Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act, as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

**SECTION 4.** All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Company of moneys expended by the Company for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the 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. 549, 1983.** This proposal, for a special ordinance designating the parcel of land commonly known as 342 Massachusetts Avenue as an economic development target area. Councillor Tintera reported that the Economic Development Committee recommended passage by a vote of 5-0 on November 4, 1983. He moved, seconded by Councillor Brinkman, for adoption. Proposal No. 549, 1983, was adopted on the following roll call vote; viz:

**25 YEAS:** *Borst, Boyd, Brinkman, Campbell, Cottingham, Cougheour, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

**NO NAYS**

**4 NOT VOTING:** *Clark, Dowden, Nickell, Schneider*

Proposal No. 549, 1983, was retitled **SPECIAL ORDINANCE NO. 28, 1983**, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 28, 1983

A SPECIAL ORDINANCE designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

WHEREAS, I.C. 36-7-12 (as amended by P.L. 40-1983) limits the use of industrial development bonds for financing economic development facilities for retail trade, banking, credit agencies or certain services; and

WHEREAS, the statute provides that such economic development facilities may be financed by industrial development bonds if the facility is located in an Economic Development Target Area and the City-County Council finds the facility will not have an adverse competitive impact on facilities of the same kind operating in the same market area and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, I.C. 36-7-12-38 (as added by P.L. 40-1983) authorizes the City-County Council, after favorable recommendation by the Economic Development Commission, to designate by ordinance a specific geographic area in the Consolidated City, no larger than 25% of the area of the Consolidated City, as an Economic Development Target Area; and

WHEREAS, I.C. 36-7-12-2, as amended, (as added by P.L. 40-1983) indicates that an Economic Development Target Area means a geographic area that:

"(1) has become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration or improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property;

(2) has been declared and confirmed as a redevelopment area before March 31, 1983; under:

- (A) I.C. 36-7-14-15, I.C. 36-7-14-16, and I.C. 36-7-14-14-17; or
- (B) I.C. 36-7-15.1-8, I.C. 36-7-15.1-9, and I.C. 36-7-15.1-10;

(3) has been designated as a registered historic district under the National Historic Preservation Act of 1966 or under the jurisdiction of a preservation commission organized under I.C. 36-7-11.1, or I.C. 14-3-3.2; or

(4) encompasses buildings, structures, sites, or other facilities that are:

- (A) listed on the national register of historic places established pursuant to the National Historic Preservation Act of 1966;
- (B) listed on the register of Indiana historic sites and historic structures established under I.C. 14-3-3.3; or
- (C) determined to be eligible for listing on the Indiana register by the Indiana state historic preservation officer."; and

WHEREAS, at its meeting on November 4, 1983 the Indianapolis Economic Development Commission reviewed, considered and favorably recommended to the City-County Council designating the parcel commonly known as 342 Massachusetts Avenue, Indianapolis, Indiana, as an Economic Development Target Area which parcel is more specifically described as:

Lots Numbered 5, 6, and 7 of Pratt Cregle and Blake's Sub. of Square 23 as recorded in Plat Book 1, Page 315, office of the Recorder of Marion County.

now, therefore:

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

**SECTION 1.** It is hereby found that the parcel commonly known as 342 Massachusetts Avenue, Indianapolis, Indiana, which is more specifically described as:

Lots Numbered 5, 6, and 7 of Pratt Cregle and Blake's Sub. of Square 23 as recorded in Plat Book 1, Page 315, office of the Recorder of Marion County.

meets the requirement imposed by I.C. 36-7-12-2, as amended of having "... become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration or improvements or character of occupancy, age obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property ..." and also of being located in an area that "... has been designated as a registered historic district under the National Historic Preservation Act of 1966 or under the jurisdiction of a preservation commission organized under I.C. 36-7-11, I.C. 36-7-11.1, or I.C. 14-3-3.2 ..."

**SECTION 2.** This City-County Council hereby designates, pursuant to I.C. 36-7-12, as amended, the parcel set forth in Section 1 of this ordinance as an Economic Development Target Area.

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

PROPOSAL NO. 550, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Byram, Gates, Middleton Partnership in an approximate amount of \$1,200,000, was recommended for passage by the Economic Development Committee by a vote of 4-0-1 on November 4, 1983. Councillor Tintera reported that the project, located at 1836 North Illinois Street, will be a clinic specializing in services for cancer patients and physicians specializing in cancer care and research. Estimated costs for the project are as follows: \$208,000 land, \$700,000 building, \$200,000 equipment and \$92,000 other contingencies. Estimated additional positions at the end of one year total eleven and increase to fourteen skilled positions and one semi-skilled position at the end of three years. Councillor Gilmer moved for adoption, seconded by Councillor Sawyers. Proposal No. 559, 1983, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Campbell, Clark, Cottingham, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Vollmer, West*

NO NAYS

6 NOT VOTING: *Brinkman, Coughenour, Dowden, Nickell, Schneider, Tintera*

Proposal No. 550, 1983, was retitled SPECIAL RESOLUTION NO. 93, 1983, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 93, 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, renovation, installation, equipping and expansion of said facilities either directly owned by or leased or sold to a company, and leased or sub-leased to users of the facilities; and

WHEREAS, Byram, Gates, Middleton Partnership (the "Company"), has heretofore advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, construct, renovate, 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, renovation, installation and equipping of an existing building which is on the National Register of Historic Places and is located in an Economic Revitalization Area and the machinery and equipment to be installed therein located at 1836 North Illinois Street, Indianapolis, Indiana, on approximately 1.0 acre of land which will be used for the diagnosis and treatment of cancer patients and the creation of programs for cancer care information to be distributed to medical practitioners and hospitals through the operation of the partners physician practices specializing in oncology and hematology and also the occupancy of the building by three related tenants who are:

1. Indiana Community Cancer Care, Inc. (ICCC) is a corporation wholly owned by its physician-shareholders. The corporation's purpose is to support doctors, hospitals and their staffs in treating, diagnosing and educating cancer patients at community hospitals around Indiana.
2. Indiana Oncology Program Data Systems (IOPDS) is an information resource for doctors and hospitals requiring statistical experience in analyzing cancer cases. The IOPDS information bank will be held in a computer accessible to its membership through local terminals.
3. Universal Reagents, Inc. is a corporation currently doing business at 3524 North Meridian Street, Indianapolis, Indiana. Universal Reagents sells rare plasma to pharmaceutical companies, research firms and doctors specializing in oncology and hematology.

(the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 11 at the end of one year and 15 at the end of three years) to be achieved by the acquisition, construction, renovation, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the City and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

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

WHEREAS, the acquisition, construction, renovation, installation and equipping of the facilities will not have adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating or in the same market area or in or about Indianapolis, Indiana; now, therefore:

**BE IT ORDAINED 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 approximate amount of \$1,200,000 under the Act subject to the Project being located in an Economic Development Target Area designated pursuant to I.C. 36-7-12 as amended for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to Byram, Gates, Middleton 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, renovation, installation and equipping of the Project, the City-County Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Company of moneys expended by the Company for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the 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. 551, 1983. This proposal, for a special ordinance designating the parcel of land commonly known as 1836 North Illinois as an economic development target area, was recommended for passage by a vote of 5-0 on November 4, 1983 by the Economic Development Committee. Councillor Tintera reported that this building is on the National Register of Historic Places and is located in an Economic Revitalization Area. Councillor Tintera moved, seconded by Councillor Gilmer, for adoption. Proposal No. 551, 1983, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Campbell, Clark, Cottingham, Durnil, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

NO NAYS

5 NOT VOTING: *Brinkman, Coughenour, Dowden, Jones, Schneider*

Proposal No. 551, 1983, was retitled SPECIAL ORDINANCE NO. 29, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 29, 1983

A SPECIAL ORDINANCE designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

WHEREAS, I.C. 36-7-12 (as amended by P.L. 40-1983) limits the use of industrial development bonds for financing economic development facilities for retail trade, banking, credit agencies or certain services; and

WHEREAS, the statute provides that such economic development facilities may be financed by industrial development bonds if the facility is located in an Economic Development Target Area and the City-County Council finds the facility will not have an adverse competitive impact on facilities of the same kind operating in the same market area and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, I.C. 36-7-12-38 (as added by P.L. 40-1983) authorizes the City-County Council, after favorable recommendation by the Economic Development Commission, to designate by ordinance a specific geographic area in the Consolidated City, no larger than 25% of the area of the Consolidated City, as an Economic Development Target Area; and

WHEREAS, I.C. 36-7-12-2, as amended, (as added by P.L. 40-1983) indicates that an Economic Development Target Area means a geographic area that:

“(1) has become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration or improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property;

(2) has been declared and confirmed as a redevelopment area before March 31, 1983; under:

- (A) I.C. 36-7-14-15, I.C. 36-7-14-16, and I.C. 36-7-14-14-17; or
- (B) I.C. 36-7-15.1-8, I.C. 36-7-15.1-9, and I.C. 36-7-15.1-10;

(3) has been designated as a registered historic district under the National Historic Preservation Act of 1966 or under the jurisdiction of a preservation commission organized under I.C. 36-7-11.1, or I.C. 14-3-3.2; or

(4) encompasses buildings, structures, sites, or other facilities that are:

- (A) listed on the national register of historic places established pursuant to the National Historic Preservation Act of 1966;
- (B) listed on the register of Indiana historic sites and historic structures established under I.C. 14-3-3.3; or
- (C) determined to be eligible for listing on the Indiana register by the Indiana state historic preservation officer.”; and

WHEREAS, at its meeting on November 4, 1983 the Indianapolis Economic Development Commission reviewed, considered and favorably recommended to the City-County Council designating the parcel commonly known as 1836 North Illinois Street, Indianapolis, Indiana, as an Economic Development Target Area which parcel is more specifically described as:

Part of Lots 2 and 3 in N.S. Byram's Subdivision of Lots 1 and 2 in N.S. Byram's Subdivision of Lots 13 and 14 in Samuel Henderson's Addition to the City of Indianapolis, as per plat thereof, Recorded in Plat Book 7 page 117 in the Office of the Recorder of Marion County, Indiana, more particularly described as follows, to-wit:

Beginning at the northeast corner of Lot 3, thence West on the North line of said Lot 3, 100 feet to a point; thence South parallel to the East lines of Lots 3 and 2, 50 feet; thence East parallel to the North line of Lot 3, 100 feet to a point in the East line of Lot 2, thence North on the East lines of Lots 2 and 3, 50 feet to the place of beginning.

A portion of Lots 2 and 3 in N.S. Byram's Subdivision of Lots 1 and 2 N.S. Byram's Subdivision of Lots 13 and 14 in Samuel Henderson's Addition to the City of Indianapolis, the plat of N.S. Byram's Subdivision is recorded in Plat Book 7, page 117, in the Office of the Recorder of Marion County, Indiana, described as follows, to-wit:

Beginning in the north line of said Lot 3, at a point 51 feet east of the northwest corner of said Lot 3, thence east on the north line of said Lot 3, 50 feet; thence south and parallel to the west line of said Lots 3 and 2, 93 feet to a point in the south line of said Lot 2, thence west on South line of said Lot 2, 50 feet to a point; thence north parallel to the west line of said Lots 2 and 3, 93 feet to the place of beginning.

Lot Two (2) in Byram's Subdivision of Lots One (1) and Two (2) of Byram's Subdivision of Lots Thirteen (13) and Fourteen (14) in Henderson's Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 7 page 117 in the Office of the Recorder of Marion County, Indiana, more particularly described as follows: Beginning at the southeast corner of said Lot Two (2) and running thence west on the south line of said Lot Two (2), one hundred (100) feet to a point; thence north at right angles with the south line of said Lot Two (2), Forty-three (43) feet to a point; and thence east and parallel with the south line of said Lot Two (2), one hundred (100) feet to the East line of said Lot Two (2) and thence south on said East line of said Lot Two (2), Forty-three (43) feet to the place of beginning.

Part of Lots 2 and 3 in N.S. Byram's Subdivision of Lots 1 and 2 in N.S. Byram's Subdivision of Lots 13 and 14 in Samuel Henderson's Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 7, page 117, in the Office of the Recorder of Marion County, Indiana, described as follows, to-wit:

Beginning at the North West corner of said Lot 3, thence East on the North line of said Lot 3, 51 feet, thence South and parallel to the West line of said Lots 3 and 2, 93 feet to a point in the South line of said Lot 2; thence West on the South line of said Lot 2, to the South West corner thereof; thence North of the West lines of said Lots 2 and 3, 93 feet to the place of beginning.

Lot No. 1 in N.S. Byram's Subdivision of lots 1 and 2, in N.S. Byram's Subdivision of lots 13 and 14 of Henderson's Addition to the City of Indianapolis, as per plat thereof, recorded in Plat Book 7, page 117, in the office of the Recorder of Marion County, Indiana.

now, therefore:

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

**SECTION 1.** It is hereby found that the parcel commonly known as 1836 North Illinois Street, Indianapolis, Indiana, which is more specifically described as:

Part of Lots 2 and 3 in N.S. Byram's Subdivision of Lots 1 and 2 in N.S. Byram's Subdivision of Lots 13 and 14 in Samuel Henderson's Addition to the City of Indianapolis, as per plat thereof, Recorded in Plat Book 7, page 117 in the Office of the Recorder of Marion County, Indiana, particularly described as follows, to-wit:

Beginning at the northeast corner of Lot 3, thence West on the North line of said Lot 3, 100 feet to a point; thence South parallel to the East lines of Lots 3 and 2, 50 feet; thence East parallel to the North line of Lot 3, 100 feet to a point in the

East line of Lot 2, thence North on the East lines of Lots 2 and 3, 50 feet to the place of beginning.

A portion of Lots 2 and 3 in N.S. Byram's Subdivision of Lots 1 and 2 in N.S. Byram's Subdivision of Lots 13 and 14 in Samuel Henderson's Addition to the City of Indianapolis, the plat of N.S. Byram's Subdivision is recorded in Plat Book 7, page 117, in the Office of the Recorder of Marion County, Indiana, described as follows, to-wit:

Beginning in the north line of said Lot 3, at a point 51 feet east of the northwest corner of said Lot 3, thence east on the north line of said Lot 3, 50 feet; thence south and parallel to the west line of said Lots 3 and 2, 93 feet to a point in the south line of said Lot 2, thence west on the South line of said Lot 2, 50 feet to a point; thence north parallel to the west line of said Lots 2 and 3, 93 feet to the place of beginning.

Lot Two (2) in Byram's Subdivision of Lots One (1) and Two (2) of Byram's Subdivision of Lots Thirteen (13) and Fourteen (14) in Henderson's Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 7 page 117 in the Office of the Recorder of Marion County, Indiana, more particularly described as follows: Beginning at the southeast corner of said Lot Two (2) and running thence west on the south line of said Lot Two (2), one hundred (100) feet to a point; thence north at right angles with the south line of said Lot Two (2), Forty-three (43) feet to a point; and thence east and parallel with the south line of said Lot Two (2), one hundred (100) feet to the East line of said Lot Two (2) and thence south on said East line of said Lot Two (2), Forty-three (43) feet to the place of beginning.

Part of Lots 2 and 3 in N.S. Byram's Subdivision of Lots 1 and 2 in N.S. Byram's Subdivision of Lots 13 and 14 in Samuel Henderson's Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 7, page 117, in the Office of the Recorder of Marion County, Indiana, described as follows, to-wit:

Beginning at the North West corner of said Lot 3, thence East on the North line of said Lot 3, 51 feet, thence South and parallel to the West line of said Lots 3 and 2, 93 feet to a point in the South line of said Lot 2; thence West on the South line of said Lot 2, to the South West corner thereof; thence North of the West lines of said Lots 2 and 3, 93 feet to the place of beginning.

Lot No. 1 in N.S. Byram's Subdivision of lots 1 and 2, in N.S. Byram's Subdivision of lots 13 and 14 of Henderson's Addition to the City of Indianapolis, as per plat thereof, recorded in Plat Book 7, page 117, in the office of the Recorder of Marion County, Indiana.

meets the requirement imposed by I.C. 36-7-12-2, as amended of having ". . . become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration or improvements or character of occupancy, age obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property . . ." and also of being "(A) listed on the national register of historic places established pursuant to the National Historic Preservation Act of 1966 and (B) listed on the register of Indiana historic sites and historic structures established under I.C. 14-3-3.3".

**SECTION 2.** This City-County Council hereby designates, pursuant to I.C. 36-7-12, as amended, the parcel set forth in Section 1 of this ordinance as an Economic Development Target Area.

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

PROPOSAL NO. 553, 1983. This proposal, for a special ordinance designating the parcel of land commonly known as 1147 South White River Parkway, East Drive as an economic development target area, was recommended for passage by a vote of 5-0 on November 4, 1983. Councillor Tintera stated that the Metropolitan Development Commission has approved a Declaratory Resolution for Economic Revitalization Area for this project. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 553, 1983, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Brinkman, Cottingham, Durnil, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Tintera, Vollmer, West*

NO NAYS

7 NOT VOTING: *Campbell, Clark, Coughenour, Dowden, Jones, Schneider, Strader*

Proposal No. 553, 1983, was retitled SPECIAL ORDINANCE NO. 30, 1983, and reads as follows:

#### CITY-COUNTY SPECIAL ORDINANCE NO. 30, 1983

A SPECIAL ORDINANCE designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

WHEREAS, I.C. 36-7-12 (as amended by P.L. 40-1983) limits the use of industrial development bonds for financing economic development facilities for retail trade, banking, credit agencies or certain services; and

WHEREAS, the statute provides that such economic development facilities may be financed by industrial development bonds if the facility is located in an Economic Development Target Area and the City-County Council finds the facility will not have an adverse competitive impact on facilities of the same kind operating in the same market area and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, I.C. 36-7-12-38 (as added by P.L. 40-1983) authorizes the City-County Council, after favorable recommendation by the Economic Development Commission, to designate by ordinance a specific geographic area in the Consolidated City, no larger than 25% of the area of the Consolidated City, as an Economic Development Target Area; and

WHEREAS, I.C. 36-7-12-2, as amended, (as added by P.L. 40-1983) indicates that an Economic Development Target Area means a geographic area that:

"(1) has become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration or improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property;

(2) has been declared and confirmed as a redevelopment area before March 31, 1983; under:

- (A) I.C. 36-7-14-15, I.C. 36-7-14-16, and I.C. 36-7-14-14-17; or  
(B) I.C. 36-7-15-1-8, I.C. 36-7-15-1-9, and I.C. 36-7-15-1-10;

(3) has been designated as a registered historic district under the National Historic Preservation Act of 1966 or under the jurisdiction of a preservation commission organized under I.C. 36-7-11.1, or I.C. 14-3-3.2; or

(4) encompasses buildings, structures, sites, or other facilities that are:

- (A) listed on the national register of historic places established pursuant to the National Historic Preservation Act of 1966;  
(B) listed on the register of Indiana historic sites and historic structures established under I.C. 14-3-3.3; or  
(C) determined to be eligible for listing on the Indiana register by the Indiana state historic preservation officer.”; and

WHEREAS, at its meeting on November 4, 1983 the Indianapolis Economic Development Commission reviewed, considered and favorably recommended to the City-County Council designating the parcel commonly known as 1147 South White River Parkway East Drive, Indianapolis, Indiana, as an Economic Development Target Area which parcel is more specifically described as:

Commencing at a point on the North line of a 60.00 feet right-of-way for Morris Street per proceedings of the Indianapolis Common Council Part Two, March 23, 1874, page 1754, being 36.25 feet West of the East line of White River Parkway East Drive per Instrument No. 57006, recorded in Deed Record 1568, page 562 in the Office of the Recorder of said County, said point being also 1477.32 feet (as measured along said North right-of-way line of Morris Street) West of the centerline of West Street; thence North 02 degrees 27'29" West 10.78 feet to a tangent curve concave Easterly, having a central angle of 11 degrees 49'38" and a radius of 1169.99 feet; thence Northerly along said curve an arc distance of 241.51 feet (said arc being subtended by a chord having a bearing of North 03 degrees 27'02" East and a length of 241.08 feet); thence South 80 degrees 37'51" East 36.25 feet to said East line of White River Parkway East Drive, said point being the point of beginning of the herein described parcel; thence Northerly along said East line and along a curve concave Easterly, having a central angle of 09 degrees 18'22" and a radius of 1133.74 feet, (said arc being subtended by a chord having a bearing of North 14 degrees 01'20" East and a length of 183.94 feet); thence continuing along said East line the following two (2) courses: (1) North 18 degrees 40'31" East 231.19 feet to a tangent curve concave Westerly, having a central angle of 05 degrees 02'10" and a radius of 2204.93 feet; (2) Northerly along said curve an arc distance of 193.81 feet (said arc being subtended by a chord having a bearing of North 16 degrees 09'26" East and a length of 193.74 feet); thence South 82 degrees 37'21" East parallel with the South line of the right-of-way of Interstate 70 as conveyed to the State of Indiana by deed recorded January 31, 1969 as Instrument No. 69-5185 and by deed recorded December 30, 1968 as Instrument No. 68-67212 in said Office of the Recorder a distance of 152.14 feet, thence South 02 degrees 49'04" West parallel with the West line of Dakota Street a distance of 564.72 feet; thence North 90 degrees 00'00" West 295.63 feet to the point of beginning, containing 3.000 acres, more or less, subject to highways, rights-of-way and easements.

now, therefore:

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

**SECTION 1.** It is hereby found that the parcel commonly known as 1147 South White River Parkway East Drive, Indianapolis, Indiana, which is more specifically described as:

Commencing at a point on the North line of a 60.00 feet right-of-way for Morris Street per proceedings of the Indianapolis Common Council Part Two, March 23,

1874, page 1754, being 36.25 feet West of the East line of White River Parkway East Drive per Instrument No. 57006, recorded in Deed Record 1568, page 562 in the Office of the Recorder of said County, said point being also 1477.32 feet (as measured along said North right-of-way line of Morris Street) West of the centerline of West Street; thence North 02 degrees 27'29" West 10.78 feet to a tangent curve concave Easterly, having a central angle of 11 degrees 49'38" and a radius of 1169.99 feet; thence Northerly along said curve an arc distance of 241.51 feet (said arc being subtended by a chord having a bearing of North 03 degrees 27'02" East and a length of 241.08 feet); thence South 80 degrees 37'51" East 36.25 feet to said East line of White River Parkway East Drive, said point being the point of beginning of the herein described parcel; thence Northerly along said East line and along a curve concave Easterly, having a central angle of 09 degrees 18'22" and a radius of 1133.74 feet, an arc distance of 184.14 feet (said arc being subtended by a chord having a bearing of North 14 degrees 01'20" East and a length of 183.94 feet); thence continuing along said East line the following two (2) courses: (1) North 18 degrees 40'31" East 231.19 feet to a tangent curve concave Westerly, having a central angle of 05 degrees 02'10" and a radius of 2204.93 feet; (2) Northerly along said curve an arc distance of 193.81 feet (said arc being subtended by a chord having a bearing of North 16 degrees 09'26" East and a length of 193.74 feet); thence South 82 degrees 37'21" East parallel with the South line of the right-of-way of Interstate 70 as conveyed to the State of Indiana by deed recorded January 31, 1969 as Instrument No. 69-5185 and by deed recorded December 30, 1968 as Instrument No. 68-67212 in said Office of the Recorder a distance of 152.14 feet, thence South 02degrees 49'04" West parallel with the West line of Dakota Street a distance of 564.72 feet; thence North 90 degrees 00'00" West 295.63 feet to the point of beginning, containing 3.000 acres, more or less, subject to highways, rights-of-way and easements.

meets the requirement imposed by I.C. 36-7-12-2, as amended of having ". . . become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration or improvements or character of occupancy, age obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property . . .".

**SECTION 2.** This City-County Council hereby designates, pursuant to I.C. 36-7-12, as amended, the parcel set forth in Section 1 of this ordinance as an Economic Development Target Area.

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

PROPOSAL NO. 552, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Budig Realty Company, George E. Fern Company and/or Budco Group, Inc. in an approximate amount of \$1,200,000, was recommended for passage by the Economic Development Committee by a vote of 5-0 on November 4, 1983. Councillor Tintera stated that this project will be to relocate present facilities at 220 South Meridian Street and to construct a new one-story warehouse and office facility containing 27,700 square feet on approximately 3 acres at 1147 South White River Parkway, East Drive. Estimated costs for the project are as follows: \$150,000 land, \$850,000 building, and \$200,000 other contingencies. Estimated additional permanent unskilled positions total five at the end of one year and fifteen at the end of three years. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 552, 1983, was adopted on the following roll call vote: viz:

24 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Coughenour, Durnil, Gilmer, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Vollmer, West

NO NAYS

5 NOT VOTING: Cottingham, Dowden, Hawkins, Page, Tintera

Proposal No. 552, 1983, was retitled SPECIAL RESOLUTION NO. 94, 1983, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 94, 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 sub-leased to users of the facilities; and

WHEREAS, Budig Realty Company, George E. Fern Company and/or Budco Group, Inc., all Ohio Corporations (the "Company"), has heretofore 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 a development which will be an approximately 27,700 square foot one story warehouse and office facility including certain site improvements and asphalt parking and the machinery and equipment to be installed therein located at 1147 South White River Parkway East Drive, Indianapolis, Indiana, on approximately 3 acres of land which will be used for warehousing of tables, tents, chairs and other convention equipment, plus office space used in connection with George E. Fern Company's business of providing convention services business (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 5 full time permanent positions and 5 to 6 part-time positions at the end of one year and 15 full time permanent positions and 15 to 20 part-time positions 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 and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

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

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating or in the same market area or in or about Indianapolis, Indiana; now, therefore:

**BE IT ORDAINED 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 \$1,200,000 under the Act subject to the Project being located in an Economic Development Target Area designated pursuant to I.C. 36-7-12 as amended and subject to the Project receiving a confirmatory resolution from the Metropolitan Development Commission designating the site as an Economic Revitalization Area for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to Budig Realty Company, George E. Fern Company and/or Budco Group, Inc., all Ohio Corporations (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, the City-County Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

**SECTION 4.** All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Company of moneys expended by the Company for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction, 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 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. 556, 1983. This proposal authorizing the amendment of financing documents regarding the previously issued City of Indianapolis, Indiana Economic Development Mortgage Revenue Bonds, Series A for Cold Metal Products, Inc. Project (no new bonds being issued), was recommended for passage by a vote of 5-0 on November 4, 1983. Councillor Tintera reported that this proposal deletes all references to Section 17 of the Citibank Financing Agreement which is no longer in effect and substitutes and incorporates the financial covenants of Cold Metal Products, Inc. contained in Sections 9.1 and 9.2 of a Credit Agreement dated August 30, 1983, executed between Cold Metal Products, Inc. and the Royal Bank and Trust Company and authorizes other actions in respect thereto. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 556, 1983, was adopted on the following roll call vote; viz:

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

Proposal No. 556, 1983, was retitled SPECIAL ORDINANCE NO. 31, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 31, 1983

A SPECIAL ORDINANCE authorizing amendment of financing documents regarding the previously issued City of Indianapolis, Indiana Economic Development Mortgage Revenue Bonds, Series A (Cold Metal Products, Inc. Project) to delete references to Section 17 of the Citibank Financing Agreement which is no longer in effect in Section 4.15 of the Loan Agreement and to substitute and incorporate the financial covenants of Cold Metal Products, Inc. contained in Sections 9.1 and 9.2 of a Credit Agreement dated August 30, 1983 executed between Cold Metal Products, Inc. and the Royal Bank and Trust Company into Section 4.15 of the Loan Agreement and authorizing other actions in respect thereto.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") and Cold Metal Products Company, Inc. (the "Company") entered into a Loan Agreement dated as of April 15, 1981 (the "Loan Agreement") pursuant to which the Issuer made a loan to the Company for the purpose of acquiring the existing Jones & Laughlin Steel Corporation plant and the machinery and equipment located and to be installed therein, all of which is located at 2301 South Holt Road, Indianapolis, Indiana, on approximately 32.5 acres of land; and

WHEREAS, to provide funds for such loan, the Issuer issued and sold its revenue bonds in the aggregate principal amount of \$3,150,000 pursuant to a Bond Purchase Agreement dated as of April 15, 1981 by and among the Company, the Issuer and American Fletcher National Bank and Trust Company and the Royal Bank and Trust Company (the "Purchasers") (the "Bond Purchase Agreement"); and

WHEREAS, the Company and the Purchasers have requested that Section 4.15 of the Loan Agreement be amended to delete references to Section 17 of the Citibank Financing Agreement which is no longer in effect and to substitute and incorporate the financial covenants of Cold Metal Products, Inc. contained in Section 9.1 and 9.2 of a Credit Agreement dated August 30, 1983 executed between Cold Metal Products, Inc. and the Royal Bank and Trust Company; and

WHEREAS, all required parties have requested that the Issuer approve and execute the First Amendment to Loan Agreement; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 4, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the proposal to delete references to Section 17 of the Citibank Financing Agreement which is no longer in effect in Section 4.15 of the Loan Agreement and to substitute and incorporate the financial covenants of Cold Metal Products, Inc. contained in Section 9.1 and 9.2 of a Credit Agreement dated August 30, 1983 executed between Cold Metal Products, Inc. and the Royal Bank and Trust Company into Section 4.15 of the Loan Agreement complies with the purposes and provisions of Indiana Code 36-7-12 and that such proposed amendment will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final form of the First Amendment to Loan Agreement by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the proposed amendment of financing documents regarding the previously issued City of Indianapolis, Indiana Economic Development Mortgage Revenue Bonds, Series A (Cold Metal Products, Inc. Project) referred to in the First Amendment to Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

SECTION 2. The form of the First Amendment to Loan Agreement approved by the Indianapolis Economic Development Commission is hereby approved and the First Amendment shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the First Amendment to Loan Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall enter into the First Amendment to Loan Agreement to delete references to Section 17 of the Citibank Financing Agreement which is no longer in effect in Section 4.15 of the Loan Agreement and to substitute and incorporate the financial covenants of Cold Metal Products, Inc. contained in Sections 9.1 and 9.2 of a Credit Agreement dated August 30, 1983 executed between Cold Metal Products, Inc. and the Royal Bank and Trust Company into Section 4.15 of the Loan Agreement.

SECTION 4. The Mayor and City Clerk are authorized and directed to execute the First Amendment to Loan Agreement approved herein, and its execution is hereby confirmed on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The Mayor and City Clerk may by their execution of the First Amendment to Loan Agreement approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

SECTION 5. Nothing in the First Amendment to Loan Agreement shall be deemed to affect the rights, remedies and relations of the Issuer, Company, Purchasers and Trustees under the Loan Agreement, Bond Purchase Agreement or the Mortgage and Trust Indenture dated as of April 15, 1981 by and among the Issuer, the Company and American Fletcher National Bank and Trust Company, as Trustee (the "Trustee") except as stated in the First Amendment to Loan Agreement.

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

PROPOSAL NO. 559, 1983. This proposal authorizes the issuance of \$2,400,000 Economic Development Revenue Bonds for GNB Investments. Councillor Tintera reported that the Economic Development Committee recommended passage by a vote of 4-0 on November 4, 1983. This project, for the construction of a 120-bed long-term health care facility, is located on the northwest corner of 86th and Hague Road to be leased to Castleton Management, Inc. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 559, 1983, was adopted on the following roll call vote; viz:

27 YEAS: Borst, Boyd, Brinkman, Campbell, Cottingham, Coughenour, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page,

Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer,  
West

NO NAYS

2 NOT VOTING: Clark, Dowden

Proposal No. 559, 1983, was retitled SPECIAL ORDINANCE NO. 32, 1983, and reads as follows:

**CITY-COUNTY SPECIAL ORDINANCE NO. 32, 1983**

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series A (GNB Investments Project)" in the aggregate principal amount of Two Million Four Hundred Thousand Dollars (\$2,400,000) and authorizing other actions in respect thereto.

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

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 4, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by GNB Investments (the "Company") consisting of the acquisition, construction, installation and equipping of a building containing approximately 38,500 square feet and the machinery and equipment to be installed therein plus certain site improvements to be located at the northwest corner of 86th Street and Hague Road, Indianapolis, Indiana, on approximately 7.02 acres of land, which will be leased by the Company to Castleton Management, Inc. which will use the facility for the operation of a 120 bed intermediate and skilled care nursing health care facility (the "Project") complies with the purposes and provisions of Indiana Code 36-7-12 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, First Mortgage Note, Series A and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (GNB Investments Project) by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, Mortgage and Security Agreement consisting of the acquisition, construction, installation and equipping of a building containing approximately 38,500 square feet and the machinery and equipment to be installed therein plus certain site improvements to be located at the northwest corner of 86th Street and Hague Road, Indianapolis, Indiana, on approximately 7.02 acres of land, which will be leased by the Company to Castleton Management, Inc. which will use the facility for the operation of a 120 bed intermediate and skilled care nursing health care facility previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of the revenue bonds, the loan of the net proceeds thereof to GNB Investments for the purposes of financing the economic development facilities being acquired, constructed, installed and equipped or to be acquired, constructed, installed and equipped in Indianapolis, Indiana, and the repayment of said loan by GNB Investments will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

**SECTION 2.** The forms of the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, First Mortgage Note, Series A and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (GNB Investments Project) approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, First Mortgage Note, Series A and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds (GNB Investments Project) are on file in the office of the Clerk of the Council for public inspection.

**SECTION 3.** The City of Indianapolis shall issue its Economic Development Revenue Bonds, Series A (GNB Investments Project) in the aggregate principal amount of Two Million Four Hundred Thousand Dollars (\$2,400,000) for the purpose of procuring funds to loan to GNB Investments in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Loan Agreement, Mortgage and Security Agreement incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by GNB Investments on its First Mortgage Note, Series A in the principal amount of Two Million Four Hundred Thousand Dollars (\$2,400,000) which will be executed and delivered by GNB Investments to evidence and secure said loan, and as otherwise provided in the above described Loan Agreement, Mortgage and Security Agreement, Trust Indenture and Letter of Credit. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

**SECTION 4.** The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser or purchasers thereof at a price equal to 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed ten and one-half percent (10½%).

**SECTION 5.** The Mayor and City Clerk are authorized and directed to execute the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (GNB Investments Project), and the Endorsement to the First Mortgage Note, Series A approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Trust Indenture. The Mayor and City Clerk may by their execution of the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, the Endorsement to the First Mortgage Note, Series A, and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

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

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

PROPOSAL NO. 560, 1983. This proposal authorizes the issuance of \$1,075,000 Economic Development Revenue Bonds, Series A for DHC Realty. Councillor Tintera reported that the Economic Development Committee recommended passage by a vote of 4-0 on November 4, 1983. This project will include purchase of the existing 40-bed Dailey's Convalescent Home and adding 30 more beds to the facility located at 2926 North Capitol Avenue. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 560, 1983, was adopted on the following roll call vote; viz:

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

3 NOT VOTING: *Dowden, Schneider, West*

Proposal No. 560, 1983, was retitled SPECIAL ORDINANCE NO. 33, 1983, and reads as follows:

#### CITY-COUNTY SPECIAL ORDINANCE NO. 33, 1983

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series A (DHC Realty Project)" in the aggregate principal amount of One Million Seventy-Five Thousand Dollars (\$1,075,000) and authorizing other actions in respect thereto.

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

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 4, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by DHC Realty, an Indiana General Partnership (the "Company") consisting of the acquisition, renovation, construction, expansion, installation and equipping of an existing 40 bed intermediate and skilled care nursing home facility by the addition of approximately 8,236 square feet of building which will contain an additional 30 beds (intermediate and skilled) and the machinery and equipment to be installed therein plus certain site improvements located at 2926 North Capitol Avenue, Indianapolis, Indiana, on approximately 0.82 acres of land (the "Project") which will be initially owned by DHC Realty, an Indiana General Partnership, and operated by Wilmetco, Inc. complies with the purposes and provisions of Indiana Code 36-7-12 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, First Mortgage Note, Series A and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (DHC Realty Project), by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, Mortgage and Security Agreement consisting of the acquisition, renovation, construction, expansion, installation and equipping of an existing 40 bed intermediate and skilled care nursing home facility by the addition of approximately 8,236 square feet of building which will contain an additional 30 beds (intermediate and skilled) and the machinery and equipment to be installed therein plus certain site improvements located at 2926 North Capitol Avenue, Indianapolis, Indiana, on approximately 0.82 acres of land previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of the revenue bonds, the loan of the net proceeds thereof to DHC Realty, an Indiana General Partnership for the purposes of financing the economic development facilities being acquired, constructed, renovated, expanded, installed and equipped or to be acquired, constructed, renovated, expanded, installed and equipped in Indianapolis, Indiana, and the repayment of said loan by DHC Realty, an Indiana General Partnership will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

SECTION 2. The forms of the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, First Mortgage Note, Series A, and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (DHC Realty Project), approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, First Mortgage Note, Series A and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (DHC Realty Project) are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bonds, Series A (DHC Realty Project) in the aggregate principal amount of One Million Seventy-five Thousand Dollars (\$1,075,000) for the purpose of procuring funds to loan to DHC Realty, an Indiana General Partnership in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Loan Agreement, Mortgage and Security Agreement incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by DHC Realty, an Indiana General Partnership on its First Mortgage Note, Series A in the principal amount of One Million Seventy-five Thousand Dollars (\$1,075,000) which will be executed and delivered by DHC Realty, an Indiana General Partnership to evidence and secure said loan, and as otherwise provided in the above described Loan Agreement, Mortgage and Security Agreement, Trust Indenture and a Letter of Credit. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser or purchasers thereof at a price equal to 100% of the aggregate amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed eleven percent (11%).

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (DHC Realty Project), and the Endorsement to the First Mortgage Note, Series A approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Trust Indenture. The Mayor and City Clerk may by their execution of the Loan Agreement, Mortgage and Security Agreement, Trust Indenture, the Endorsement to the First Mortgage Note, Series A and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

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

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

PROPOSAL NO. 561, 1983. This proposal authorizes the issuance of \$60,000 Economic Development Revenue Bonds, Series 1983 for Luett Associates. Councillor Tintera reported that the Economic Development Committee recommended passage by a vote 4-0 on November 4, 1983. This project, located at 3760 West Morris Street, provides for the expansion of the AGA Corporation's facilities. The company will build a new building containing 25,500 square feet. The AGA Corporation will lease 7,100 square feet; Turbo & Diesel Injection Co., Inc. 12,800 square feet, and Starter & Generator Exchange, Inc. will lease the remaining space. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 561, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Dowden, Schneider*

Proposal No. 561, 1983, was retitled SPECIAL ORDINANCE NO. 34, 1983, and reads as follows:

**CITY-COUNTY SPECIAL ORDINANCE NO. 34, 1983**

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1983 (Luett Associates Project)" in the aggregate principal amount of Six Hundred Thousand Dollars (\$600,000) and authorizing other actions in respect thereto.

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

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 4, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Luett Associates (the "Company") consisting of the acquisition, construction, installation and equipping of a new two story building containing approximately 25,500 square feet which will be leased to AGA

Corporation, Turbo & Diesel Injection Co., Inc., and Starter & Generator Exchange, Inc. to be used in the warehousing, re-manufacturing and distribution of heavy duty truck parts, and the machinery and equipment to be installed therein plus certain site improvements located at approximately 3760 West Morris Street on approximately 1.5 acres of land opposite the present AGA Corporation warehouse facilities at 3758 West Morris Street, Indianapolis, Indiana (the "Project") which will be initially owned by Luett Associates complies with the purposes and provisions of Indiana Code 36-7-12 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Loan Agreement, Promissory Note, Mortgage and Indenture of Trust, Leases, Conditional Assignment of Leases and Rentals, Lessees' Consents to Assignment, Guaranty Agreement, and the form of the City of Indianapolis, Indiana Economic Development First Mortgage Revenue Bonds, Series 1983 (Luett Associates Project) by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement consisting of the acquisition, construction, installation and equipping of a new two story building containing approximately 25,500 square feet which will be leased to AGA Corporation, Turbo & Diesel Injection Co., Inc., and Starter & Generator Exchange, Inc. to be used in the warehousing, re-manufacturing and distribution of heavy duty truck parts, and the machinery and equipment to be installed therein plus certain site improvements to be located at approximately 3760 West Morris Street on approximately 1.5 acres of land opposite the present AGA Corporation warehouse facilities at 3758 West Morris Street, Indianapolis, Indiana, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of the revenue bonds, the loan of the net proceeds thereof to Luett Associates for the purposes of financing the economic development facilities being acquired, constructed, installed and equipped or to be acquired, constructed, installed and equipped in Indianapolis, Indiana, and the repayment of said loan by Luett Associates will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

SECTION 2. The forms of the Loan Agreement, Promissory Note, Mortgage and Indenture of Trust, Leases, Conditional Assignment of Leases and Rentals, Lessees' Consents to Assignment, Guaranty Agreement, and the form of the City of Indianapolis, Indiana Economic Development First Mortgage Revenue Bonds, Series 1983 (Luett Associates Project), approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Loan Agreement, Promissory Note, Mortgage and Indenture of Trust, Leases, Conditional Assignment of Leases and Rentals, Lessees' Consents to Assignment, Guaranty Agreement, and the form of the City of Indianapolis, Indiana Economic Development First Mortgage Revenue Bonds, Series 1983 (Luett Associates Project) are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Revenue Bonds, Series 1983 (Luett Associates Project) in the aggregate principal amount of Six Hundred Thousand Dollars (\$600,000) for the purpose of procuring funds to loan to Luett Associates in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Loan Agreement incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Luett Associates on its Promissory Note in the principal amount of Six Hundred Thousand Dollars (\$600,000) which will be executed and delivered by Luett Associates to evidence and secure said loan, and as otherwise provided in the above described Loan Agreement,

Mortgage and Indenture of Trust, Leases, Conditional Assignment of Leases and Rentals, Lessees' Consents to Assignment and Guaranty Agreement. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser or purchasers thereof at a price equal to 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed nine and seven-eighths percent (9 7/8%), provided, however, that in the event of a Determination of Taxability, as defined in the Loan Agreement, interest shall be payable at a per annum rate equal at all times to the Prime Rate of The Indiana National Bank as announced and in effect from time to time, plus one-quarter percent (1/4%), however, in no event shall such Taxable Rate exceed thirty percent (30%).

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the Loan Agreement, Mortgage and Indenture of Trust, the City of Indianapolis, Indiana Economic Development First Mortgage Revenue Bonds, Series 1983 (Luett Associates Project), and the Endorsement to the Promissory Note approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof payment for which will be made to the trustee named in the Mortgage and Indenture of Trust. The Mayor and City Clerk may by their execution of the Loan Agreement, Mortgage and Indenture of Trust, the Endorsement to the Promissory Note, and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Revenue Bonds, Series 1983 (Luett Associates Project), and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

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

PROPOSAL NO. 562, 1983. This proposal authorizes the issuance of \$1,330,000 Economic Development Revenue Bonds, Series 1983 for Lilly Industrial Coatings, Inc. Councillor Tintera reported that the Economic Development Committee recommended passage by a vote of 4-0 on November 4, 1983. This project will allow the company to rehabilitate the former Indianapolis Public School No. 12 at 733 South West Street to be used for corporate offices and research laboratories. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 562, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

3 NOT VOTING: *Clark, Dowden, Schneider*

Proposal No. 562, 1983, was retitled SPECIAL ORDINANCE NO. 35, 1983, and reads as follows:

**CITY-COUNTY SPECIAL ORDINANCE NO. 35, 1983**

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1983 (Lilly Industrial Coatings, Inc. Project)" in the aggregate principal amount of One Million Three Hundred Thirty Thousand Dollars (\$1,330,000) and authorizing other actions in respect thereto.

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

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 4, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Lilly Industrial Coatings, Inc. (the "Company") consisting of the (i) renovation of former Indianapolis Public School No. 12 (located at 733 South West Street, Indianapolis, Indiana, and comprising a 2-1/2 story brick building containing approximately 19,600 square feet, located on approximately 1.38 acres of land) for use for corporate offices and research laboratories, (ii) the construction and installation of off-street parking facilities, landscaping and other site improvements to be located at 733 South West Street, Indianapolis, Indiana, and (iii) the furnishing, fixturing and equipping of such facilities (the "Project") which will be initially owned and operated by Lilly Industrial Coatings, Inc., complies with the purposes and provisions of Indiana Code 36-7-12 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Bond Purchase and Loan Agreement, Mortgage, Security Agreement and Indenture, Official Statement, Promissory Note and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1983 (Lilly Industrial Coatings, Inc. Project) by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Bond Purchase and Loan Agreement consisting of the (1) renovation of former Indianapolis Public School No. 12 (located at 733 South West Street, Indianapolis, Indiana, and comprising a 2-1/2 story brick building containing approximately 19,600 square feet, located on approximately 1.38 acres of land) for use for corporate offices and research laboratories, (ii) the construction and installation of off-street parking facilities, landscaping and other site improvements to be located at 733 South West Street, Indianapolis, Indiana, and (iii) the furnishing, fixturing and equipping of such facilities previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Lilly Industrial Coatings, Inc. for the purposes of financing the economic development facilities being acquired, renovated, constructed, installed and equipped or to be acquired, renovated, constructed, installed and equipped in Indianapolis, Indiana, and the repayment of said loan by Lilly Industrial Coatings, Inc. will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

SECTION 2. The forms of the Bond Purchase and Loan Agreement, Mortgage, Security Agreement and Indenture, Official Statement, Promissory Note and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1983 (Lilly Industrial Coatings, Inc. Project) approved by the Indianapolis Economic Development

Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Bond Purchase and Loan Agreement, Mortgage, Security Agreement and Indenture, Official Statement, Promissory Note and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1983 (Lilly Industrial Coatings, Inc. Project) are on file in the office of the Clerk of the Council for public inspection.

**SECTION 3.** The City of Indianapolis shall issue its Economic Development Revenue Bonds, Series 1983 (Lilly Industrial Coatings, Inc. Project) in the aggregate principal amount of One Million Three Hundred Thirty Thousand Dollars (\$1,330,000) for the purpose of procuring funds to loan to Lilly Industrial Coatings, Inc. in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Bond Purchase and Loan Agreement incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Lilly Industrial Coatings, Inc. on its Promissory Note in the principal amount of One Million Three Hundred Thirty Thousand Dollars (\$1,330,000) which will be executed and delivered by Lilly Industrial Coatings, Inc. to evidence and secure said loan, and as otherwise provided in the above described Bond Purchase and Loan Agreement, and Mortgage, Security Agreement and Indenture. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

**SECTION 4.** The City Clerk or City Controller are authorized and directed to sell such Bonds to City Securities Corporation, as Underwriter, at a price not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any, for reoffering by the Underwriter and at a stated per annum rate of interest not to exceed ten percent (10%).

**SECTION 5.** The Mayor and City Clerk are authorized and directed to execute the Bond Purchase and Loan Agreement, Mortgage, Security Agreement and Indenture, Official Statement, the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1983 (Lilly Industrial Coatings, Inc. Project), and the Endorsement to the Promissory Note approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to City Securities Corporation, as Underwriter, payment for which will be made in the manner set forth in the Bond Purchase and Loan Agreement. The Mayor and City Clerk may by their execution of the Bond Purchase and Loan Agreement, Mortgage, Security Agreement and Indenture of Trust, Official Statement, the Endorsement to the Promissory Note, and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

**SECTION 6.** The provisions of this ordinance and the Bond Purchase and Loan Agreement shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bonds, Series 1983 (Lilly Industrial Coatings, Inc. Project), and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

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

[Clerk's Note: Councillor Boyd moved, seconded by Councillor Gilmer, to send Proposal Nos. 557 and 558, 1983, back to the Economic Development Committee. Council consent was given.]

PROPOSAL NO. 567, 1983. Councillor West reported that this proposal transfers \$42,800 for the Juvenile Detention Center to purchase and install a smoke detection system. The Public Safety and Criminal Justice Committee recommended passage by a vote of 5-0 on October 28, 1983. Councillor West stated that this transfer is needed in order for the Juvenile Detention Center to comply with the fire code requirements. Councillor West moved, seconded by Councillor Borst, for adoption. Proposal No. 567, 1983, was adopted on the following roll call vote; viz:

YEAS: *Borst, Boyd, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*  
 NO NAYS  
 4 NOT VOTING: *Brinkman, Campbell, Clark, Miller*

Proposal No. 567, 1983, was retitled FISCAL ORDINANCE NO. 90, 1983, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 90, 1983**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Forty-two Thousand Eight Hundred Dollars (\$42,800) in the County General Fund for purposes of the Marion County Juvenile Detention Center and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (b)(5) 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 a transfer of funds to purchase and install a smoke detection system.

SECTION 2. The sum of Forty-two Thousand Eight Hundred Dollars (\$42,800) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

JUVENILE DETENTION CENTER	COUNTY GENERAL FUND
3. Other Services & Charges	<u>\$42,800</u>
TOTAL INCREASE	\$42,800

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

JUVENILE DETENTION CENTER	COUNTY GENERAL FUND
2. Supplies	<u>\$42,800</u>
TOTAL REDUCTION	\$42,800

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

**SPECIAL ORDERS, PUBLIC HEARING**

PROPOSAL NO. 524, 1983. This proposal appropriates \$255,000 for the Central Equipment Management Division to purchase three automated refuse trucks for the Public Works Department. Councillor Dowden reported that the Administration Committee recommended passage by a vote of 4-0 on October 26, 1983. The President called for public testimony at 8:00 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Clark, for adoption. Proposal No. 524, 1983, was adopted on the following roll call vote; viz:

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

2 NAYS: *Brinkman, Tintera*

Proposal No. 524, 1983, was retitled FISCAL ORDINANCE NO. 91, 1983, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 91, 1983**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Two Hundred Fifty-five Thousand Dollars (\$255,000) in the City General Fund for purposes of the Department of Administration, Central Equipment Management Division and reducing the unappropriated and unencumbered balance in the City General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds to purchase three automated refuse trucks for the Department of Public Works.

SECTION 2. The sum of Two Hundred Fifty-five Thousand Dollars (\$255,000) 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:

DEPARTMENT OF ADMINISTRATION	
CENTRAL EQUIPMENT MANAGEMENT DIV.	
4. Capital Outlay	CITY GENERAL FUND
	\$255,000
TOTAL INCREASE	<u>\$255,000</u>

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

DEPARTMENT OF ADMINISTRATION	
CENTRAL EQUIPMENT MANAGEMENT DIV.	
Unappropriated and Unencumbered	
City General Fund	\$255,000
Total Reduction	<u>\$255,000</u>

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

**PROPOSAL NO. 526, 1983.** This proposal appropriates \$400,000 for the County Welfare Department for AFDC payments for the remainder of 1983. Councillor McGrath moved, seconded by Councillor Rhodes, to postpone Proposal No. 526, 1983, in Council until November 21, 1983. Council consent was given.

### **SPECIAL ORDERS, FINAL ADOPTION**

**PROPOSAL NO. 469, 1983.** This proposal appoints Ellen Jane Helbing to the Indianapolis Marion County Building Authority. Councillor Dowden reported that Mrs. Helbing was recommended for passage by the Administration Committee by a vote of 4-0 on October 26, 1983. He moved, seconded by Councillor Miller, for adoption. Proposal No. 469, 1983, was adopted by unanimous voice vote, retitled **COUNCIL RESOLUTION NO. 19, 1983**, and reads as follows:

#### **CITY-COUNTY COUNCIL RESOLUTION NO. 19, 1983**

**A COUNCIL RESOLUTION** appointing Ellen J. Helbing to the Indianapolis Marion County Building Authority.

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

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

**ELLEN J. HELBING**

**SECTION 2.** The appointee shall serve at the pleasure of the Council for a term of four (4) years, ending June 3, 1987, or until a successor is duly appointed.

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

**PROPOSAL NO. 470, 1983.** This proposal appoints William R. Wayman to the Indianapolis Marion County Building Authority. Councillor Dowden reported that Mr. Wayman was recommended for passage by the Administration Committee by a vote of 4-0 on October 26, 1983. He moved, seconded by Councillor Miller, for adoption. Proposal No. 470, 1983, was adopted by unanimous voice vote, retitled **COUNCIL RESOLUTION NO. 20, 1983**, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 1983

A COUNCIL RESOLUTION appointing William R. Wayman to the Indianapolis Marion County Building Authority.

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

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

WILLIAM R. WAYMAN

SECTION 2. The appointee shall serve at the pleasure of the Council for a remainder of a four (4) year term, ending June 3, 1986, or until a successor is duly appointed.

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

PROPOSAL NO. 527, 1983, This proposal transfers \$5,000 for the County Assessor to relocate the Board of Review and make repairs to the assessor's vehicle. The County and Townships Committee recommended passage by a vote of 4-1-1 on November 1, 1983. Councillor Tintera yielded to Councillor Cottingham for the Committee report. Councillor Cottingham stated that this proposal allows the Assessor to move the meeting room and copying areas away from the windows and reposition the office staff next to the windows. The staff has experienced difficulty in the copying processing because the room has too much natural light. This proposal also allows for repairs to the assessors vehicle. After considerable discussion, Councillor Cottingham moved, seconded by Councillor Dowden, for adoption. The motion failed on the following roll call vote; viz:

6 YEAS: *Borst, Cottingham, Dowden, Hawkins, Rhodes, Schneider*

22 NAYS: *Boyd, Brinkman, Campbell, Clark, Durnil, Gilmer, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

1 NOT VOTING: *Coughenour*

PROPOSAL NO. 528, 1983. This proposal transfers \$20,000 for the County Healthcare Center for necessary expenditures for the remainder of 1983. Councillor Tintera moved, seconded by Councillor Borst, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 528, 1983, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 528, 1983, Committee Recommendations".

Councillor Tintera

Council consent was given on the amendment. Councillor Tintera reported that the County and Townships Committee recommended passage as amended by a vote of 7-0 on November 1, 1983. Councillor Tintera moved, seconded by Councillor Borst, for adoption. Proposal No. 528, 1983, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Borst, Brinkman, Campbell, Clark, Cottingham, Dowden, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

2 NAYS: *Durnil, Jones*

2 NOT VOTING: *Coughenour, Howard*

Proposal No. 528, 1983, As Amended, was retitled FISCAL ORDINANCE NO. 92, 1983, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 92, 1983**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Twenty-five Thousand Dollars (\$25,000) in the County General Fund for purposes of the Marion County Healthcare Center (Marion County Home) and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (c)(3) 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 a transfer of funds for necessary expenditures for the remainder of 1983.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY	
HEALTHCARE CENTER	COUNTY GENERAL FUND
3. Other Services & Charges	\$18,000
4. Capital Outlay	7,000
TOTAL INCREASE	<u>\$25,000</u>

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

MARION COUNTY	
HEALTHCARE CENTER	COUNTY GENERAL FUND
2. Supplies	\$25,000
Total Reduction	<u>\$25,000</u>

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

PROPOSAL NO. 529, 1983. This proposal transfers \$90,500 for the County Sheriff to purchase radio and computer equipment and a typesetting machine and to adjust the personnel schedule. The Public Safety and Criminal Justice Committee recommended passage by a vote of 5-0 on October 28, 1983. Councillor West explained that this proposal allows for the continuation of the radio program. Councillor West moved, seconded by Councillor Howard, for adoption. Proposal No. 529, 1983, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Campbell, Dowden, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Sawyers, Schneider, SerVaas, Stewart, Strader, Vollmer, West*

1 NAY: *Durnil*

6 NOT VOTING: *Brinkman, Clark, Cottingham, Coughenour, Rhodes, Tintera*

Proposal No. 529, 1983, was retitled FISCAL ORDINANCE NO. 93, 1983, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 93, 1983**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Ninety Thousand Five Hundred Dollars (\$90,500) in the County General Fund for purposes of the Marion County Sheriff and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (a)(7) 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 a transfer of funds to purchase replacement radio equipment, computer equipment and a type setting machine and to adjust the personnel schedule.

SECTION 2. The sum of Ninety Thousand Five Hundred Dollars (\$90,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY SHERIFF	COUNTY GENERAL FUND
4. Capital Outlay	<u>\$90,500</u>
TOTAL INCREASE	<u>\$90,500</u>

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

MARION COUNTY SHERIFF	COUNTY GENERAL FUND
1. Personal Services	\$54,000
2. Supplies	26,500
3. Other Services & Charges	<u>10,000</u>
Total Reduction	<u>\$90,500</u>

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

MARION COUNTY SHERIFF

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Sheriff	1	20,750	20,750
Executive Officer	1	31,519	31,519
Deputy Chief	5	29,785	148,925
Major	5	25,535	127,675
Captain	9	23,645	212,805
Lieutenant	29	22,069	<del>640,001</del> 586,001
Sergeant	98	20,966	2,054,668
Corporal	51	20,099	1,025,049
Deputy 3rd Year	261	19,628	5,115,276
Deputy 2nd Year	12	18,053	212,825
Deputy 1st Year	0	14,859	0
<b>CIVILIAN EMPLOYEES:</b>			
First Deputy	1	29,294	29,294
Admin. Assistant	1	11,189	11,189
Major (Spec. Deputy)	1	19,866	19,866
Captain (Spec. Deputy)	1	17,754	17,754
Lieutenant (Spec. Deputy)	2	16,307	32,614
Sergeant (Spec. Deputy)	9	14,395	129,555
Deputy (Spec. Deputy)	54	12,801	691,254
Executive Secretary	2	16,000	27,268
Division Secretary	5	10,074	50,370
Clerk/Typist	35	13,012	329,151
Mechanic	9	17,754	146,283
Attendant	7	10,290	72,030
Chaplain	2	17,000	33,074
Crime Watch Coord.	1	15,345	15,345
Community Correct. Staff	1	19,000	18,360
<b>MISCELLANEOUS SALARIES:</b>			
Clothing Allowance		300	36,000
Longevity		1,140	285,060
Temporary Salaries			45,685
Overtime & Shift Differential			242,981
Professional Salaries			59,977
Educational Bonus			107,750
Merit Board Per Diem			1,050
Reserve Salaries			700
Vacancy Factor			(218,360)
<b>OTHER EMPLOYEE BENEFITS:</b>			
M.C.L.E. Pension			2,245,663
Health Insurance			460,680
Life Insurance			<u>39,052</u>
<b>TOTAL</b>	<b>603</b>	<b>14,159,138</b>	<b><u>14,465,138</u></b>

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

PROPOSAL NO. 530, 1983. This proposal transfers \$48,065 for the County Prosecutor to purchase word processing equipment, a vehicle and to adjust the personnel schedule. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 3-0-1 on October 28, 1983. He moved, seconded by Councillor Borst, for adoption. Proposal No. 530, 1983, was adopted on the following roll call vote; viz:

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

Proposal No. 530, 1983, was retitled FISCAL ORDINANCE NO. 94, 1983, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 94, 1983**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Forty-eight Thousand Sixty-five Dollars (\$48,065) in the County General Fund for purposes of the Marion County Prosecutor and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (b)(11) 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 a transfer of funds to purchase word processing equipment which will increase productivity and efficiency and to purchase a vehicle which will eliminate leasing costs in 1984 and to adjust the personnel schedule.

SECTION 2. The sum of Forty-eight Thousand Sixty-five Dollars (\$48,065) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<b>MARION COUNTY PROSECUTOR</b>	<b>COUNTY GENERAL FUND</b>
4. Capital Outlay	<u>\$48,065</u>
<b>TOTAL INCREASE</b>	<b>\$48,065</b>

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

<b>MARION COUNTY PROSECUTOR</b>	<b>COUNTY GENERAL FUND</b>
1. Personal Services	<u>\$19,500</u>
3. Other Services & Charges	<u>28,565</u>
<b>Total Reduction</b>	<b>\$48,065</b>

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

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Prosecutor	1	6,018	6,018
Chief Trial Deputy	1	4,514	4,514
Admin. Staff	3	23,550	41,581
Admin. Supervisor	6	21,408	82,371
Admin. Secretary	12	15,748	132,018
General Secretary	11	15,506	121,802
Computer Supervisor	4	13,403	39,092
Investigator	4	36,732	96,731
Law Clerk	14	14,520	113,477
Paralegal	18	17,870	201,146
Chief Counsel	1	36,732	35,700
Super. of Professionals	8	36,732	164,628
Full & Part-time Deputy Prosecutors	50	33,092	971,264
Temporary Help			20,000
Witness Fees			20,000
Vacancy Factor			<del>(177,271)</del> (191,771)
<b>TOTAL</b>	<b>133</b>	<b><del>1,876,971</del></b>	<b><u>1,856,571</u></b>

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

PROPOSAL NO. 531, 1983. This proposal transfers \$5,000 for the County Prosecutor's Child Support Division for increased supply use and to complete the remodeling and refurbishing of the waiting room. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 4-0 on October 28, 1983. Councillor West moved, seconded by Councillor Borst, for adoption. Proposal No. 531, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Brinkman, Coughenour*

Proposal No. 531, 1983, was retitled FISCAL ORDINANCE NO. 95, 1983, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 95, 1983**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Five Thousand Dollars (\$5,000) in the County General Fund for purposes of the Marion County Prosecutor's Child Support Division and reducing certain other appropriations for that division.

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

**SECTION 1.** To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 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 providing a transfer of funds for increased supply use and to complete the remodeling and refurbishing the waiting room.

**SECTION 2.** The sum of Five Thousand Dollars (\$5,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

**SECTION 3.** The following increased appropriation is hereby approved:

PROSECUTOR'S CHILD SUPPORT DIV.	COUNTY GENERAL FUND
2. Supplies	\$4,000
4. Capital Outlay	1,000
TOTAL INCREASE	<u>\$5,000</u>

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

PROSECUTOR'S CHILD SUPPORT DIV.	COUNTY GENERAL FUND
3. Other Services & Charges	\$5,000
Total Reduction	<u>\$5,000</u>

**SECTION 5.** This ordinance 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 8:27 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 November, 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)