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

REGULAR MEETINGS - MONDAY, JUNE 10, 1985

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m., on Monday, June 10, 1985, with Councillor SerVaas presiding.

The meeting was opened with a prayer by Dr. Andrew Brown of St. John's Missionary Church, and the Pledge of Allegiance to the Flag was let by Councillor Rozelle Boyd.

ROLL CALL

Councillor SerVaas instructed the Clerk to take the roll call of the Council, which was as follows:

PRESENT: Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West

ABSENT: Strader

Twenty-eight members being present, he announced a quorum was present.

INTRODUCTION OF GUESTS

Councillor McGrath introduced Dr. and Mrs. Greg Dixon and members of the Indianapolis Baptist Temple. Councillor McGrath also introduced Officer Tom Sims and other members of the Homecroft Police Department. Councillor Miller also recognized Dr. and Mrs. Harry Yen.

OFFICIAL COMMUNICATIONS

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

**TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE,
FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT
COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY,
INDIANA:**

Ladies and Gentlemen:

You are hereby notified that **REGULAR MEETINGS** of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, June 10, 1985, at 7:00 p.m., the purposes of such **MEETINGS** being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,

s/Beurt SerVaas, President
City-County Council

May 28, 1985

**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 May 30, 1985, a copy of **NOTICE TO TAXPAYERS** of a Public Hearing on Proposal No. 291, 1985, to be held on Monday, June 10, 1985, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

May 23, 1985

**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. 38, 1985, amending the City-County Annual Budget for 1985 appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Consolidated County Fund for purposes of the Department of Administration, Legal Division and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 39, 1985, amending the City-County Annual Budget for 1985 appropriating an additional Six Thousand Six Hundred Dollars (\$6,600) in the County General Fund for purposes of various Marion County Agencies and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 40, 1985, approving temporary tax anticipation borrowing, authorizing the City of Indianapolis to make temporary loans for the use of the Park District Fund, Consolidated County Fund, the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund, and the Sanitary Solid Waste General Fund during the period July 1, 1985, to December 31, 1985, in anticipation of current taxes levied in the year 1984 and collectible in the year 1985, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including interest thereon; and fixing a time when this ordinance shall take effect.

FISCAL ORDINANCE NO. 41, 1985, amending the City-County Annual Budget for 1985 appropriating an additional Twenty-six Thousand Three Hundred Dollars (\$26,300) in the City General Fund for purposes of the Department of Administration, Office of the Director and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 42, 1985, amending the City-County Annual Budget for 1985 appropriating an additional Two Hundred Thirty-six Thousand Dollars (\$236,000) in the City General Fund for purposes of the Department of Administration, Office of the Director and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 43, 1985, amending the City-County Annual Budget for 1985 appropriating an additional Fifteen Thousand Dollars (\$15,000) in the Consolidated County Fund for purposes of the Department of Administration, Records Division and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 44, 1985, amending the City-County Annual Budget for 1985 appropriating an additional Six Hundred Fourteen Dollars (\$614) in the County General Fund for purposes of the Marion County Assessor and reducing certain other appropriations for the Marion County Assessor.

FISCAL ORDINANCE NO. 46, 1985, amending the City-County Annual Budget for 1985 appropriating an additional Five Thousand Dollars (\$5,000) in the County General Fund for purposes of the Superior Court, Criminal Division Probation Department and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 49, 1985, amending the City-County Annual Budget for 1985 appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the State and Federal Grant Fund for purposes of the Marion County Prosecuting Attorney and reducing certain other appropriations for the Marion County Auditor and the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 50, 1985, amending the City-County Annual Budget for 1985 transferring and appropriating Four Thousand Dollars (\$4,000) in the Consolidated County Fund for purposes of the City-County Council and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 31, 1985, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-270, Parking prohibited during specified hours on certain days.

GENERAL ORDINANCE NO. 32, 1985, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 33, 1985, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 34, 1985, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain designated streets.

SPECIAL RESOLUTION NO. 66, 1985, supporting the renovation of the State Soldiers' and Sailors' Monument.

SPECIAL RESOLUTION NO. 67, 1985, amending City-County Special Resolution No. 92, 1981 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 68, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 69, 1985, amending City-County Special Resolution No. 102, 1983 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 70, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 71, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 72, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 73, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 74, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 75, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 76, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 77, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 78, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 79, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 80, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL ORDINANCE NO. 81, 1985, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III

ADOPTION OF AGENDA

Consent was given for the adoption of the agenda of the City-County Council and the Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils of June 10, 1985.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections for the Journal of April 15, 1985. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 363, 1985. This proposal honors the Perry Meridian 1985 Brain Game Championship Team. Councillor Borst, co-sponsor, read the resolution and introduced members of the team that were present. Councillors Miller and SerVaas helped present signed resolutions to the team members. Councillor Borst moved, seconded by Councillor Miller for adoption. Proposal No. 363, 1985, was adopted by unanimous voice vote and retitled SPECIAL RESOLUTION NO. 82, 1985, and reads as follows:

CITY-COUNTY COUNCIL SPECIAL RESOLUTION NO. 82, 1985

A SPECIAL RESOLUTION honoring Perry Meridian's 1985 Brain Game Championship Team.

WHEREAS, the Perry Meridian High School Brain Game Team won the 1985 WTHR Channel 13 High School Brain Game Television Championship; and

WHEREAS, the School is only in its fourth year of competition for this academic honor; and

WHEREAS, only one team member is presently a senior; 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 congratulates Perry Meridian's 1985 Brain Game Team Champions: David Hollinden, Matt Kinsey, Dave Stone, Randy Head, along with alternates Maria LaRosa and Pete Miller; Team Vice President Laura Pierce; and sponsors Mr. David Moulton and Mrs. JoAnn Brown; along with Perry Meridian Principal James Head and Superintendent of Perry Township Schools Dr. Raymond Fatheree.

SECTION 2. The City-County Council encourages excellence in academics as furthering our image as an "All American City" as well as setting high standards for our youth.

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. 364, 1985. This proposal honors Perry Meridian's Grace Yen. Councillor Borst, co-sponsor, read the resolution and pointed out that Miss Yen is graduating with a straight "A" average and is only one of one hundred and forty-one to receive a Presidential Scholarship. Councillor Borst introduced Miss Yen and her parents, Dr. and Mrs. Yen. Councillor Borst moved, seconded by Councillor Miller for adoption. Proposal No. 364, 1985, was adopted by unanimous voice vote and retitled SPECIAL RESOLUTION NO. 83, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 83, 1985

A SPECIAL RESOLUTION honoring Perry Meridian's Grace Yen.

WHEREAS, Grace Yen is Perry Meridian's valedictorian, graduating with a straight A average; and

WHEREAS, Grace Yen has served as President of Falcon's Against Drinking and Drugs; has been a member of the Perry Meridian's Orchestra and Track Team and is a member of the National Honor Society; and

WHEREAS, Grace Yen will be honored in Washington, D.C. the week of June 16th as one of only 141 Presidential Scholars in the United States which is based on academic excellence, achievement in the visual and performing arts, contributions to school and community and achievements in the sciences; 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 honors Perry Meridian's Grace Yen for her academic and extracurricular achievements.

SECTION 2. The City-County Council further congratulates Grace for being one of only 141 Presidential Scholars in the United States out of 3,000,000 graduating seniors.

SECTION 3. The City-County Council expresses pride in Grace Yen for bringing honor to the City of Indianapolis as well as setting an admirable example for this City.

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

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

PROPOSAL NO. 365, 1985. This proposal recognizes Dr. and Mrs. Greg Dixon's Thirtieth Anniversary with the Indianapolis Baptist Temple. Councillor McGrath introduced Dr. and Mrs. Dixon and read the resolution. Dr. Dixon thanked the Council for this presentation and thanked his parishioners for their support through these last thirty years. Councillor McGrath moved, seconded by Councillor Schneider for adoption. Proposal No. 365, 1985, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 84, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 84, 1985

A SPECIAL RESOLUTION recognizing Dr. and Mrs. Greg Dixon's Thirtieth Anniversary with the Indianapolis Baptist Temple.

WHEREAS, in June of 1955 Dr. Dixon began his leadership of the Indianapolis Baptist Temple; and

WHEREAS, under Dr. Dixon's guidance it has become one of America's fastest growing churches and is recognized as the eleventh largest Sunday School in America; and

WHEREAS, through Pastor Dixon's efforts the Indianapolis Baptist Temple now has a large department for both retarded and the deaf, major extension work among local hospitals and nursing homes, major educational programs, television, radio, and bus ministries, and a world-wide outreach program in World Missions with monthly support to both Missionaries and Mission Enterprises; now, therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County, Indiana recognizes and congratulates Dr. and Mrs. Greg Dixon on their Thirtieth Anniversary with the Indianapolis Baptist Temple.

SECTION 2. The City-County Council further expresses its best wishes for Dr. Dixon and his many efforts on behalf of his congregation.

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. 366, 1985. This proposal honors John Patterson. Councillor Boyd, co-sponsor in the absence of Councillor Strader, read the resolution and introduced Mr. Patterson and personally thanked Mr. Patterson for his years of dedication to the children of Marion County. Mr. Patterson thanked the Council for this presentation and introduced his son, John. Councillor Boyd moved, seconded by Councillor Journey for adoption. Proposal No. 366, 1985, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 85, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 85, 1985

A SPECIAL RESOLUTION honoring John Patterson.

WHEREAS, John Patterson has been a long-time referee and official at Indiana High School Athletic Association basketball, volleyball, track and football games; and

WHEREAS, Mr. Patterson has been a motivating force for youth and education in Indianapolis for many years from his service as an elementary school teacher up through his guidance as principal of Indianapolis Public School 27; and

WHEREAS, John Patterson is retiring this year as Principal of School 27; 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 to John Patterson for the enrichment he gave to the lives of so many of our students over the years.

SECTION 2. The Council further extends best wishes and hopes for continued success to Mr. Patterson.

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.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 339, 1985. Introduced by Councillor Cottingham. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,590 for the Lawrence, Pike and Wayne Township Assessor for increased postage, mileage and other expenses"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 340, 1985. Introduced by Councillor Cottingham. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$3,000 for the Lawrence Township Assessor to increase personal services due to the increased parcels and homes in the township"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 341, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$14,900 for the Clerk of the Circuit Court for two clerks to assist the Title IV-D Commissioner"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 342, 1985. Introduced by Councillor Borst. The Clerk read the proposals entitled: "A Proposal for a GENERAL ORDINANCE approving a petition for transfer of territory within the Consolidated City to the excluded City of Beech Grove"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 343, 1985. Introduced by Councillor Clark. The Clerk read the proposals entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to allow the Council to review bond issues proposed by the Municipal Corporations"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 344, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE amending the Code concerning the merit system for members of the Indianapolis Police Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 345, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a GENERAL RESOLUTION authorizing the Community Corrections Advisory Board to contract with agencies to provide residential space and services for a community corrections program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 346, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$208,503 for the Community Corrections Advisory Board to continue the Community Corrections Program for the second half of 1985"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 347, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE transferring \$500 for Superior Court, Civision Division, Room Five to purchase equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 348, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE transferring \$750 for Superior Court, Civision Division, Room Seven to purchase equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 349, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$41,600 for Superior Court, Roving Court Reporter for a full time commissioner

and two bailiffs to hear Title IV-D Cases"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 350, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$47,696 for the Presiding Judge of the Municipal Court for an Initial Hearing Court for all OVWI's"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 351, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE authorizes changes in the personnel compensation schedule of the Presiding Judge of the Municipal Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 352, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$45,254 for the Prosecuting Attorney for the Youth Resource Center Federal Grant and a Driving While Intoxicated Project"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 353, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$24,113 for the Prosecuting Attorney for expenses pertaining to the Pre-Trial Diversion Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 354, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$36,800 for the Prosecutor's Child Support IV-D Agency for office rental for the relocation of the agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 355, 1985. Introduced by Councillor Dowden. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$15,100 for the Prosecutor's Child Support IV-D Agency to employ one additional deputy prosecutor for Title IV-D Cases"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 356, 1985. Introduced by Councillor West. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$23,424 for the Air Pollution Control Division for training and retaining qualified personnel"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 357, 1985. Introduced by Councillor Coughenour. The Clerk read the proposals entitled: "A Proposal for a GENERAL ORDINANCE setting the amounts of the surety bonds for the directors and the executive director of the Indianapolis Local Public Improvement Bond Bank"; and the President referred it to the Administration Committee.

PROPOSAL NO. 358, 1985. Introduced by Councillor Coughenour. The Clerk read the proposals entitled: "A Proposal for a GENERAL RESOLUTION authorizing the City Controller to make a grant of \$10,000 to the Indianapolis Local Public Improvement Bond Bank"; and the President referred it to the Administration Committee.

PROPOSAL NO. 359, 1985. Introduced by Councillor Gilmer. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,550,000 for the Department of Transportation to complete the 1984 resurfacing program"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 360, 1985. Introduced by Councillor Gilmer. The Clerk read the proposals entitled: "A Proposal for a FISCAL ORDINANCE transferring \$7,500 for the Parking Meter Division for increased supply expenditures"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 361, 1985. Introduced by Councillor Gilmer. The Clerk read the proposals entitled: "A Proposal for a GENERAL ORDINANCE establishing a loading zone on a portion of Massachusetts Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 362, 1985. Introduced by Councillor Hawkins. The Clerk read the proposals entitled: "A Proposal for a GENERAL ORDINANCE changing parking controls on a portion of Senate Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 367, 1985. Introduced by Councillor SerVaas. The Clerk read the proposals entitled: "A Proposal for a COUNCIL RESOLUTION instructing the County Commission of Public Records of Marion County to examine record storage and retrieval"; and the President referred it to the Administration Committee.

PROPOSAL NO. 368, 1985. Introduced by Councillor West. The Clerk read the proposals entitled: "A Proposal for a GENERAL ORDINANCE establishing an Emergency Communications Agency to provide a countywide emergency communications system"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 320-322, 326, 328, 330-333, 1985. Councillor Schneider explained that Proposal Nos. 320-322, 326, 328, 330-333, 1985, are inducement resolutions which grant an extension of the expiration date contained in previously adopted special resolutions for various projects from June 30, 1985, to January 31, 1986. The Economic Development Committee recommended Proposal Nos. 320-322, 326, 328, 330-333, 1985, Do Pass on June 5, by a vote of 6-0. Councillor Schneider moved, seconded by Councillor Gilmer for adoption. Proposal No. 320, 1985, was adopted on the following roll call vote; viz:

26 AYES: Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West
NO NAYS

3 NOT VOTING: Borst, Page, Strader

Proposal No. 320, 1985, was retitled SPECIAL RESOLUTION NO. 86, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 86, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by 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 and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1984 as amended by Special Resolution No. 110, 1984 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Massachusetts Point Partners, Ltd. (the "Company") which Special Resolution as amended contained an expiration date of June 30, 1985 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 72, 1984 as amended by Special Resolution No. 110, 1984 is hereby amended by deleting the expiration date of June 30, 1985 contained therein and replacing said date with the date of January 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 72, 1984 as amended by Special Resolution No. 110, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 321, 1985, was adopted on the following roll call vote; viz:

26 AYES: *Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*
NO NAYS

3 NOT VOTING: *Borst, Page, Strader*

Proposal No. 321, 1985, was retitled SPECIAL RESOLUTION NO. 87, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 87, 1985

A **SPECIAL RESOLUTION** amending City-County Special Resolution No. 75, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by 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 and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 75, 1984 as amended by Special Resolution No. 111, 1984 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Massachusetts Avenue Realty (the "Company") which Special Resolution as amended set an expiration date of June 30, 1985 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 75, 1984 as amended by Special Resolution No. 111, 1984 is hereby amended by deleting the expiration date of June 30, 1985 contained therein and replacing said date with the date of January 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 75, 1984 as amended by Special Resolution No. 111, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 322, 1985, was adopted on the following roll call vote; viz:

26 AYES: *Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*
NO NAYS

3 NOT VOTING: *Borst, Page, Strader*

Proposal No. 322, 1985, was retitled SPECIAL RESOLUTION NO. 88, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 88, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 77, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by 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 and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 77, 1984 as amended by Special Resolution No. 113, 1984 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by JMH Partners (the "Company") which Special Resolution as amended set an expiration date of June 30, 1985 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 75, 1984 as amended by Special Resolution No. 113, 1984 is hereby amended by deleting the expiration date of June 30, 1985 contained therein and replacing said date with the date of January 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 77, 1984 as amended by Special Resolution No. 113, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 326, 1985, was adopted on the following roll call vote; viz:

26 AYES: *Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey,*

McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West
NO NAYS

3 NOT VOTING: Borst, Page, Strader

Proposal No. 326, 1985, was retitled SPECIAL RESOLUTION NO. 89, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 89, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 107, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by 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 and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 107, 1984 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Congregate Housing Partnership (the "Company") which Special Resolution set an expiration date of June 30, 1985 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 107, 1984 is hereby amended by deleting the expiration date of June 30, 1985 contained therein and replacing said date with the date of January 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 107, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 328, 1985, was adopted on the following roll call vote; viz:

24 AYES: Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart

NO NAYS

5 NOT VOTING: Borst, Curry, Durnil, Strader, West

Proposal No. 328, 1985, was retitled SPECIAL RESOLUTION NO. 90, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 90, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 101, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by 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 and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 101, 1984 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Web Realty of Indianapolis, Ltd. (the "Company") which Special Resolution set an expiration date of June 30, 1985 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 101, 1984 is hereby amended by deleting the expiration date of June 30, 1985 contained therein and replacing said date with the date of January 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 101, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 330, 1985, was adopted on the following roll call vote; viz:

23 AYES: *Boyd, Bradley, Campbell, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart*

1 NAY: *Cottingham*

5 NOT VOTING: *Borst, Clark, Hawkins, Strader, West*

Proposal No. 330, 1985, was retitled SPECIAL RESOLUTION NO. 91, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 91, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 15, 1983 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-12 (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, City-County Special Resolution No. 15, 1983 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by a corporation to be formed by the merger of J-C Products Corporation and Aluminum Finishing Corporation of Indiana, or a partnership to be formed consisting of the principals of J-C Products Corporation and Aluminum Finishing Corporation, or a partnership to be formed consisting of the principals of J-C Products Corporation and Aluminum Finishing Corporation of Indiana, and the General Contractor (the "Company"); and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution and it is desirable to place an expiration date on the previously adopted Special Resolution No. 15, 1983; now therefore

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 15, 1983 is hereby amended by deleting Section 3 and Section 4 thereof and inserting in lieu thereof the following: SECTION 3. In order to induce the Company to continue to proceed with the acquisition, construction, installation and equipping of the Project, this body hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuant thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the

taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds the aggregate amount of private activity bonds issued pursuant to such issue when added to the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the City of Indianapolis by taking this action is not making any representation nor any assurances that any such allocable limit will be available, that inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and that the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and that no portion of such private activity bond limit has been guaranteed for the proposed project and subject to the further caveat that this inducement resolution expires January 31, 1986 unless such bonds have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of this inducement resolution; and (iii) it will use its best efforts at the request of the Company to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in I.C. 36-7-12-1 et seq.] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of I.C. 36-7-12.

SECTION 4. All costs of the Project incurred after the passage of City-County Special Resolution No. 15, 1983, including reimbursement or repayment to the Company of money expended by the Company for application fees, planning, engineering, interest paid during construction, renovation, 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.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 15, 1983 shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 331, 1985, was adopted on the following roll call vote; viz:

25 AYES: *Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart*
NO NAYS

4 NOT VOTING: *Borst, Page, Strader, West*

Proposal No. 331, 1985, was retitled SPECIAL RESOLUTION NO. 92, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 92, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 61, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-12 (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, City-County Special Resolution No. 61, 1984 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by 407 Associates, Ltd., a to be formed Indiana limited partnership in which Robert E. Carr will be a general partner, and/or Robert Carr (the "Company"); and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution and it is desirable to place an expiration date on the previously adopted Special Resolution No. 61, 1984; now therefore

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 61, 1984 is hereby amended by deleting Section 3 and Section 4 thereof and inserting in lieu thereof the following: SECTION 3. In order to induce the Company to continue to proceed with the acquisition, construction, installation and equipping of the Project, this body hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuant thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and (ii) it will adopt such 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, subject to the caveat that this inducement resolution expires January 31, 1986 unless such bonds have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of this inducement resolution; and (iii) it will use its best efforts at the request of the Company to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in I.C. 36-7-12-1 et seq.] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of I.C. 36-7-12. SECTION 4. All costs of the Project incurred after the passage of City-County Special Resolution No. 61, 1984, including reimbursement or repayment to the Company of money expended by the Company for application fees, planning, engineering, interest paid during construction, renovation, 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.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 61, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 332, 1985, was adopted on the following roll call vote; viz:

27 AYES: *Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*

NO NAYS

2 NOT VOTING: *Borst, Strader*

Proposal No. 332, 1985, was retitled SPECIAL RESOLUTION NO. 93, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 93, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 104, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by 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 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, City-County Special Resolution No. 104, 1984 has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by 4 V's, an Indiana limited partnership (the "Company") which Special Resolution set an expiration date of June 30, 1985 unless the economic development revenue bonds for the Project have been good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 104, 1984 as amended by Special Resolution No. 110, 1984 is hereby amended by deleting the expiration date of June 30, 1985 contained therein and replacing said date with the date of January 31, 1986.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 104, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 333, 1985, was adopted on the following roll call vote; viz:

23 AYES: *Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Rader, Rhodes, Schneider, Shaw, Stewart*

NO NAYS

6 NOT VOTING: *Borst, Nickell, Page, SerVaas, Strader, West*

Proposal No. 333, 1985, was retitled SPECIAL RESOLUTION NO. 94, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 94, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 62, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by 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, City-County Special Resolution No. 62, 1984 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Louis Pack DBA Group Americal, Inc. or a partnership to be formed which includes Louis Pack as general Partner (the "Company"); and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution and it is desirable to place an expiration date on the previously adopted Special Resolution No. 62, 1984; now therefore

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 62, 1984 is hereby amended by deleting Section 3 and Section 4 thereof and inserting in lieu thereof the following: SECTION 3. In order to induce the Company to continue to proceed with the acquisition, construction, installation and equipping of the Project, this body hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds the aggregate amount of private activity bonds issued pursuant to such issue when added to the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the City of Indianapolis by taking this action is not making any representation nor any assurances that any such allocable limit will be available, that inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and that the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and that no portion of such private activity bond limit has been guaranteed for the proposed project and subject to the further caveat that this inducement resolution expires January 31, 1986 unless such bonds have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of this inducement resolution; and (iii) it will use its best efforts at the request of the Company to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in I.C. 36-7-12-1 et seq.], and that the aforementioned purposes comply with the provisions of I.C. 36-7-12. SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for planning, engineering, interest paid during renovation, construction, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, 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 Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose or sell the same to the Applicant. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 62, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

PROPOSAL NO. 316, 1985. This proposal is for a final bond ordinance authori-

zing the issuance of a \$3,000,000 Economic Development Revenue Bond for Cornelius Printing Company, Inc. Councillor Schneider reviewed the project as the purchase and installation of additional printing equipment that will be located at the Company's existing facility at 2457 East Washington Street. Bond financing contains the following documents: Loan Agreement and Bond Purchase Agreement (both including exhibits), Promissory Note, and Security Agreement. The interest rate is 10.75% per annum payable quarterly commencing June 30, 1985. The principal is payable in 39 consecutive quarterly installments of \$75,000 each commencing September 30, 1985, with the final payment due June 30, 1995. The Economic Development Committee on June 5, 1985, recommended Proposal No. 316, 1985, Do Pass by a vote of 7-0. Councillor Schneider moved, seconded by Councillor Howard for adoption. Proposal No. 316, 1985, was adopted on the following roll call vote; viz:

28 AYES: Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West

NO NAYS

1 NOT VOTING: Strader

Proposal No. 316, 1985, was retitled SPECIAL ORDINANCE NO. 19, 1985, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 19, 1985

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond (Cornelius Printing Company, Inc. Project) in the principal amount of Three Million Dollars (\$ 3,000,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Cornelius Printing Company, 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 June 5, 1985, 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 Cornelius Printing Company, Inc. (the "Company") consisting of the acquisition, and installation of additional printing equipment that will be located at the Company's existing facility at 2457 East Washington Street, Indianapolis, Indiana which will be used as a part of the Company's

printing operation (the "Project") which will be initially owned and operated by Cornelius Printing Company, 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 including the exhibits attached thereto, Bond Purchase Agreement including the exhibits attached thereto, Promissory Note, Security Agreement and the form of the City of Indianapolis Economic Development Revenue Bond (Cornelius Printing Company, 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 Loan Agreement consisting of the acquisition and installation of additional printing equipment plus certain site improvements to be located at the Company's existing facility at 2457 East Washington Street, Indianapolis, Indiana which will be used as a part of the Company's printing operation previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Cornelius Printing Company, Inc. for the purposes of financing the economic development facilities being acquired, renovated, installed and equipped or to be acquired and installed in Indianapolis, Indiana, and the repayment of said loan by Cornelius Printing Company, 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 Loan Agreement including the exhibits attached thereto, Bond Purchase Agreement including the exhibits attached thereto, Promissory Note, Security Agreement and the form of the City of Indianapolis Economic Development Revenue Bond (Cornelius Printing Company, 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 Agreement including the exhibits attached thereto, Loan Agreement including the exhibits attached thereto, Security Agreement, Promissory Note and the form of the City of Indianapolis Economic Development Revenue Bond (Cornelius Printing Company, 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 Bond (Cornelius Printing Company, Inc. Project) in the principal amount of Three Million Dollars (\$ 3,000,000) for the purpose of procuring funds to loan to Cornelius Printing Company, Inc. in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Loan Agreement including the exhibits attached thereto incorporated herein by reference, which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by Cornelius Printing Company, Inc. on its Promissory Note in the principal amount of Three Million Dollars (\$3,000,000), which will be executed and delivered by Cornelius Printing Company, Inc. to evidence and secure said loan, and as otherwise provided in the Assignment of Interests, Security Agreement and the above described Loan Agreement. The Bond 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 Bond to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any and at a stated per annum rate or rates of interest as set forth in the Bond Purchase Agreement and the form of the Bond provided however that the interest rate on the Bond shall in no event exceed 30% per annum.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the Bond Purchase Agreement including the exhibits attached thereto, Loan Agreement including the exhibits attached thereto, the Assignment of Interests, Security Agreement, the City of Indianapolis Economic Development Revenue Bond (Cornelius Printing Company, 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 Bond may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bond to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Bond Purchase Agreement. The Mayor and City Clerk may by their execution of the Loan Agreement including the exhibits attached thereto, Assignment of Interests, Bond Purchase Agreement including the exhibits attached thereto, the Endorsement to Promissory Note and imprinting of their facsimile signatures on the Bond or their manual signatures thereof approve changes therein and also in the Promissory Note and Security Agreement 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 Agreement shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bond (Cornelius Printing Company, Inc. Project) and after the issuance of said Bond this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bond 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. 317, 1985. This proposal is for a special ordinance amending previously adopted Special Ordinance No. 61, 1984, for H & K Realty Company and E & A Industries, Inc. and their various subsidiaries to modify the Financing Agreement. Councillor Schneider explained that the previous special ordinance authorized five series of bonds (A-E). The following describes Series A-C Bonds that have been issued to date:

<u>Series</u>	<u>Borrower</u>	<u>Amount</u>
A	H & K Realty	\$1,000,000

B	Worldwide Chemicals, Inc.	250,000
C	Apex Corporation	300,000

At the time the bond documents were approved, the Series D and E Bonds were authorized as follows:

D	Brulin & Company	\$1,150,000
E	Apex Corporation	300,000

Proposal No. 317 allows the Series D Bonds to be redesignated to H & K Realty Company and authorizes the principal amount to be reduced from \$1,150,000 to \$550,000 and that the proceeds thereof will be loaned to H & K Realty Company rather than Brulin and Company, Inc. The Economic Development Committee on June 5, 1985, recommended Proposal No. 317, 1985, Do Pass by a vote of 7-0. Councillor Schneider moved, seconded by Councillor Rader for adoption. Proposal No. 317, 1985, was adopted on the following roll call vote; viz:

28 AYES: *Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*

NO NAYS

1 NOT VOTING: *Strader*

Proposal No. 317, 1985, was retitled SPECIAL ORDINANCE NO. 20, 1985, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 20, 1985

A SPECIAL ORDINANCE amending City-County Council Special Ordinance No. 61, 1985 and authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series D (H & K Realty Company E & A Industries, Inc. Project)" in the reduced principal amount of Five Hundred Fifty Thousand Dollars (\$550,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for H & K Realty Company and E & A Industries, 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 October 3, 1984, and after meeting on June 5, 1985, adopted Resolutions on those dates, which Resolutions have been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by H & K Realty Company and H & K Realty Company or E & A Industries, Inc. (the "Company") consisting of the acquisition, construction, installation and equipping of a building containing approximately 30,000 square feet as an addition to the existing facilities and the machinery and equipment to be located therein plus certain site improvements to be located at 1910 South State Street, Indianapolis, Indiana on approximately 1.2 acres of land which will be used by World Wide Chemicals, Inc. for the manufacturing of automobile reconditioning products such as polishes, waxes and cleaners and by Apex Corporation for precision machinery of parts including aircraft engine parts; the acquisition and installation of new equipment to be used by Apex Corporation at 2620 Yandes, Indianapolis, Indiana for the precision machinery of parts including aircraft engine parts; the acquisition, construction, renovation, installation and equipping of facilities containing approximately 40,000 to 50,000 square feet located at 2920 Martindale, Indianapolis, Indiana which will be used by Brulin & Company, Inc. for the manufacturing of specialty chemicals and warehousing of its products and the acquisition, renovation, installation and equipping of two existing buildings located at 3010 Martindale Avenue, Indianapolis, Indiana, which will be used by E & A Industries, Inc. and its subsidiaries for office, warehouse and manufacturing of their respective businesses which will be initially owned by H & K Realty Company 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, although the City-County Council adopted City-County Special Ordinance No. 61, 1984 on October 22, 1984, the authorized Series D and Series E Bonds have not yet been issued; and

WHEREAS, the Company has requested that the documents relating to the Series D Bonds be amended to reflect that the authorized principal amount of the Series D Bonds be reduced from \$1,150,000 to \$550,000 and that the proceeds thereof will be loaned to H & K Realty Company rather than Brulin and Company, Inc., and will be used a) for certain cost overruns experienced by World Wide Chemicals, Inc. in the construction of its new plant addition, b) for modifications to the existing World Wide Chemicals, Inc. plant and c) for modifications to the existing Brulin and Company, Inc. facility all of which projects are more fully described hereinafter and in the Series D Loan Agreement as amended; and

WHEREAS, the Indianapolis Economic Development Commission has previously on October 3, 1984 approved the final forms of the various Loan Agreements with H & K Realty Company and various subsidiaries of E & A Industries, Inc., Trust Indenture, Mortgage and Security Agreement, First Mortgage Notes and the form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A through E (H & K Realty Company E & A Industries, Inc. Projects); and has approved the final forms of the Series D Loan Agreement, First Mortgage Note, Series D, Trust Indenture, Mortgage and Security Agreement, and City of Indianapolis, Indiana Economic Development Revenue Bonds, Series D (H & K Realty Company E & A Industries, Inc. Projects) all as amended by Resolutions adopted prior in time to this date; and such Resolutions have 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 Series D Loan Agreement as amended with H & K Realty Company consisting of the acquisition, construction, installation and equipping of a building containing approximately 30,000 square feet as an addition to the existing facilities and the machinery and equipment to be located therein plus certain site improvements to be located at 1910 South State Street, Indianapolis, Indiana on approximately 1.2 acres of land, and the modification of the existing World Wide Chemicals, Inc. facility at that location, which will be used by World Wide Chemicals, Inc. for the manufacturing of automobile reconditioning products such as polishes, waxes and cleaners and by Apex Corporation for precision machinery of parts including aircraft engine parts; the acquisition and installation of new equipment to be used by Apex Corporation at 2620 Yandes, Indianapolis, Indiana for the precision machinery of parts including aircraft engine parts; the modification installation and equipping of facilities containing approximately 40,000 to 50,000 square feet located at 2920 Martindale, Indianapolis, Indiana which will be used by Brulin & Company, Inc. for the manufacturing of specialty chemicals and warehousing of its products (collectively the "Project") previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to H & K Realty Company for the purposes of financing the economic development facilities being acquired, constructed, renovated, installed and equipped or to be acquired, constructed, renovated, installed and equipped in Indianapolis, Indiana, and the repayment of said loan by H & K Realty Company 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 Series D Loan Agreement, Trust Indenture, Mortgage and Security Agreement, First Mortgage Note, Series D, and the form of the City of Indianapolis Economic Development Revenue Bonds, Series D (H & K Realty Company E & A Industries, Inc. Project) all as amended 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 Series D Loan Agreement, Trust Indenture, Mortgage and Security Agreement, First Mortgage Note, Series D, and the form of the City of Indianapolis Economic Development Revenue Bonds, Series D (H & K Realty Company E & A Industries, Inc. Projects) all as amended 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 D (H & K Realty Company E & A Industries, Inc. Projects) as amended in the principal amount of \$550,000 which will be utilized for the purpose of procuring funds to loan to H & K Realty Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Series D Loan Agreement with H & K Realty Company incorporated herein by reference. The Series D Bonds will be initially dated as of the first day of the month in which they are issued. The Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by H & K Realty Company on its First Mortgage Note, Series D as amended in the principal amount of \$550,000 which will be executed and delivered by said companies to evidence and secure said loan, and as otherwise provided in the above described Series D Loan Agreement, Trust Indenture and Mortgage and Security Agreement all as amended. 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 Series D Bonds as amended to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any and at a per annum rate of interest as stated in each Bond, whether fixed or variable, not to exceed twenty percent (20%).

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the Series D Loan Agreement, Trust Indenture, Mortgage and Security Agreement, the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series D (H & K Realty Company E & A Industries, Inc. Projects), and the Endorsement to the First Mortgage Note, Series D all as amended 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 as amended. The Mayor and City Clerk may by their execution of the Series D Loan Agreement, Trust Indenture, Mortgage and Security Agreement, the Endorsement to the First Mortgage Note, Series D all as amended and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in the First Mortgage Note, Series D 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 as amended shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bonds, Series D (H & K Realty Company E & A Industries, Inc. Projects) 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. 318, 1985. This is a proposal for a special ordinance authorizing proceedings for the refunding of the previously issued \$13,530,000 City of Indianapolis, Indiana, Construction Loan Revenue Bonds (Marott Apartments Project - FHA -Insured Advances) Series 1982. Councillor Schneider explained that Proposal No. 318 refunds previously issued Construction Loan Revenue Bonds and authorizes proceedings to initiate permanent financing for the Project. The change in financing was prompted by a more advantageous bond market. Councillor Schneider moved, seconded by Councillor Miller, the following motion:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 318, 1985, by adding a new Section 4 to read as follows, and renumbering the following sections respectively:

SECTION 4. The City-County Council further finds, determines, ratifies and confirms that, conditioned upon the consent of 100% of the bondholders, the maturity date contained in the previously issued City of Indianapolis, Indiana Construction Loan Revenue Bonds (Marott Apartments Project - FHA Insured Advances) Series 1982 be extended from July 1, 1985 to August 1, 1985 and the Mayor and City Clerk are authorized and directed to execute on behalf of the City of Indianapolis any documents which may be necessary to effect such extension.

Councillor Schneider

The amendment passed by unanimous voice vote. Councillor Schneider stated that the Economic Development Committee on June 5, 1985, recommended Proposal No. 318, 1985, Do Pass by a vote of 7-0. Councillor Schneider moved, seconded by Councillor Howard for adoption. Proposal No. 318, 1985, as amended, was adopted on the following roll call vote; viz:

27 AYES: Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West

NO NAYS

2 NOT VOTING: Gilmer, Strader

Proposal No. 318, 1985, as amended, was retitled SPECIAL ORDINANCE NO. 21, 1985, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 21, 1985

A SPECIAL ORDINANCE approving and authorizing certain actions and proceedings with respect to certain proposed economic development refunding bonds concerning the previously issued \$13,530,000 City of Indianapolis, Indiana Construction Loan Revenue Bonds (Marott Apartments Project-FHA-Insured Advances) Series 1982.

WHEREAS, the City of Indianapolis, Indiana (hereinafter called the "City") is a municipal corporation and political subdivision of the State of Indiana and by virtue of I.C. Sections 36-7-12 through 36-7-12-38, inclusive, as amended (hereinafter called the "Act") is authorized and empowered to acquire economic development facilities as those words are defined in the Act and to make direct loans to users for the cost of acquisition and renovation of economic development facilities to promote the general welfare of the area in and near the City and to issue its economic development revenue bonds and refunding revenue bonds to pay all costs of acquisition or renovation of such economic development facilities, including engineering, legal fees, and all

other expenses relating thereto during construction, including the costs of issuing the bonds and refunding bonds, and to secure said bonds pursuant to a Financing Agreement dated as defined in the Act by and between the City and the Owner (as hereinafter defined) (the "Financing Agreement") and the Indenture of Trust by and between the City and a trustee to be named therein (the "Indenture"); and

WHEREAS, said economic development facilities consist of the acquisition, renovation and equipping of an existing building (former Marott Hotel) in 309,663 square feet of gross floor area were renovated to provide 239 multi-family residential rental units plus certain commercial space and the machinery and equipment to be installed therein plus certain site improvements located at 2625 North Meridian Street, Indianapolis, Indiana, on approximately 2.87 acres of land (the "Project"); and

WHEREAS, Adam-Marott Associates (the "Owner"), is a limited partnership which is organized and existing under the laws of the State of Indiana, with its principal office located in Indianapolis, Indiana, and duly qualified to conduct business in the State of Indiana; and

WHEREAS, the Owner has agreed to acquire and renovate economic development facilities for residential use within the limits of the City in the State of Indiana and hereby promote the general economic welfare of the area in and near the City and provide diversification of housing in and near the area of the City, and make payments pursuant to the Financing Agreement evidencing its loan obligations in an amount sufficient to pay the principal of and interest on the economic development revenue bonds hereinafter authorized; and

WHEREAS, the City-County Council of Indianapolis and of Marion County, Indiana (the "City-County Council") has heretofore, by Ordinance and pursuant to the Act, created the Indianapolis Economic Development Commission (the "Commission") and the members of the Commission have been duly appointed and qualified pursuant to law and the Commission has organized and undertaken the duties imposed upon it by the Act and has found by written resolution that, because of existing insufficient sites developed for residential uses, the economic welfare of the City would be benefited by financing the acquisition of economic development facilities for residential use for and on behalf of the Owner; and

WHEREAS, the Commission has approved a report estimating the public services which would be made necessary or desirable, the expense thereof, the number of units developed for residential use on account of the acquisition of the economic development facilities and the cost of the economic development facilities and has submitted such report to the Presiding Officer of the Metropolitan Development Commission of Marion County, Indiana, and, if required by the Act, to the Superintendent of the school corporation where the facilities will be located; and

WHEREAS, after giving notice in accordance with the Act, the Commission held on July 7, 1982, a public hearing on the proposed financing and adopted a resolution finding the proposed financing complies with the purposes and provisions of the Act, approving the financing and approving the form and terms of the \$13,530,000 City of Indianapolis, Indiana Construction Loan Revenue Bonds (Marott Apartments Project-FHA-Insured Advances) Series 1982 previously issued by the City for the purpose of funding a loan from the City to finance, by advances to be made by Puller Mortgage Associates, Inc. to the Owner under a Note (the "Note") and Mortgage (the "Mortgage"), the cost of acquisition of such facilities, the Financing Agreement, Indenture and other documents (the "Financing Documents"); and

WHEREAS, pursuant to the Act, this City-County Council had adopted on May 10, 1982 a resolution finding that the proposed financing of the acquisition of such economic development facilities for residential use by the Owner will be of benefit to the general welfare of the City, approving the proposed financing and authorizing the issuance by the City of Construction Loan Revenue Bonds (Marott Apartments Project-FHA Insured Advances) Series 1982 (the "Bonds") payable solely from the sources, having such terms and provisions and secured as provided by the Indenture and the Financing Agreement; and

WHEREAS, the Bonds were issued on January 13, 1983 in the aggregate principal amount of \$13,530,000; and

WHEREAS, the Owner has requested that the City take the necessary steps to issue revenue bonds to refund the outstanding Bonds; now therefore;

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

SECTION 1. Public Benefits: The City-County Council of Indianapolis and of Marion County, Indiana hereby finds and determines that the real estate, interests in real estate, other improvements thereon and other machinery and equipment, to be acquired and renovated with the proceeds of the Bonds herein authorized are "economic development facilities" as that phrase is used in the Act and that acquisition and renovation of the Project will increase the number of sites developed for residential use in and near the City, will improve and promote the economic stability, development and the general welfare of the area in and near the City, and will encourage and promote the expansion of industry, trade and commerce in the area in and near the City and the location of other new economic development facilities in such area.

SECTION 2. Findings: The City-County Council hereby finds that this Ordinance is of public benefit to the general welfare of the City by tending to overcome the deficiencies previously found to exist, to wit: insufficient housing facilities, and that such benefit is greater than the cost of public facilities (as that phrase is defined in the Act) which will be required by the Project and further that the proposed refunding will be of benefit to the welfare of the City and complies with the purposes and provision of the Act.

SECTION 3. The City-County Council further finds, determines, ratifies and confirms that the issuance and sale of refunding revenue bonds of the City in an amount not to exceed \$13,530,000 under the Act to be privately placed or a public offering with credit enhancement for refunding the previously issued \$13,530,000 City of Indianapolis, Indiana Construction Loan Revenue Bonds (Marott Apartments Project-FHA-Insured Advances) Series 1982 for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to 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 4. The City-County Council further finds, determines, ratifies and confirms that, conditioned upon the consent of 100% of the bondholders, the maturity date contained in the previously issued City of Indianapolis, Indiana Construction Loan Revenue Bonds (Marott Apartments Project - FHA Insured Advances) Series 1982 be extended from July 1, 1985 to August 1, 1985 and the Mayor and City Clerk are authorized and directed to execute on behalf of the City of Indianapolis any documents which may be necessary to effect such extension.

SECTION 5. In order to induce the Company to continue 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 refunding 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 refunding revenue bonds subject to the caveat that this ordinance of inducement expires January 31, 1986 unless such refunding revenue bonds have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of this ordinance of inducement; and (iii) it will use its best efforts at the request of the Company to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds and/or refunding revenue bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in I.C. 36-7-12-1 et seq.] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of I.C. 36-7-12.

SECTION 6. All costs of the Project incurred after the passage of City-County Special Resolution No. 27, 1982, on May 10, 1982 including reimbursement or repayment to the Company of monies 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 re-finance said Project, and the City will thereafter sell the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to City-County Special Resolution No. 27, 1982 will be permitted to be included as part of the bond issue to re-finance the Project.

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

PROPOSAL NOS. 254 and 319, 1985. PROPOSAL NO. 319, is for a special ordinance designating the parcel of land commonly known as 335-343 West Washington Street, Indianapolis, Indiana, as an economic development target area. PROPOSAL NO. 254, 1985. This is a proposal for an inducement resolution authorizing certain proceedings with respect to proposed economic development bond financing for Convention Garage Associates, Inc. in an approximate amount of \$10,000,000. Councillor Schneider stated that the Council was viewing an amended version of Proposal No. 254. He added that Special Resolution No. 76, 1982, was for Charles W. Hudson, Milt Lamm and Sherman Heazlitt Partners d/b/a/ Hotel International. The original project was for the construction and

equipping of a 190 room hotel containing 190,125 square feet plus parking on 14 floors plus a basement, etc. to be located at 335 West Washington Street. The proposed project has now grown, and there is a need for additional parking. Proposal No. 254 is an inducement resolution for the construction of a seven tier, 1,260 space public parking garage containing approximately 52,000 square feet with ramps connecting to the proposed Convention Center Hotel to be located at 335-343 West Washington Street. Estimated costs for the \$10,000,000 project are as follows: \$1,350,000 land, \$7,200,000 building, \$200,000 equipment, and \$1,250,000 miscellaneous expenditures. The estimated number of additional employment positions at the end of one year total 10 jobs with \$115,000 in additional payroll to the community. The three-year job estimate is 14 positions with \$150,000 in additional payroll. The Economic Development Committee on June 5, 1985, recommended Proposal No. 319, 1985, Do Pass by a vote of 7-0 and Proposal No. 254, 1985, Do Pass As Amended by a vote of 7-0. Councillor Schneider moved, seconded by Councillor Rader for adoption. Proposal No. 319, 1985, was adopted on the following roll call vote; viz:

26 AYES: *Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*
NO NAYS

3 NOT VOTING: *Curry, Dowden, Strader*

Proposal No. 319, 1985, was retitled SPECIAL ORDINANCE NO. 22, 1985, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 22, 1985

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. 36-7-14-17; 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 June 5, 1985 the Indianapolis Economic Development Commission reviewed, considered and favorably recommended to the City-County Council designating the parcels commonly known as the 335-343 West Washington Street, Indianapolis, Indiana, as an Economic Development Target Area which parcels are more specifically described as:

PARCEL I

18 feet and 7½ inches off the West side of Lot 3 in Square 67 of the Donation Lands in the City of Indianapolis, Indiana.

PARCEL II

Lots 4, 5 and 6 in Square 67 of the Donation Lands of the City of Indianapolis, Indiana.

Plus that portion of the alley to be vacated which is located between Parcel I and Parcel II.

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 parcels commonly known as 335-343 West Washington Street, Indianapolis, Indiana, which are more specifically described as:

PARCEL I

18 feet and 7½ inches off the West side of Lot 3 in Square 67 of the Donation Lands in the City of Indianapolis, Indiana.

PARCEL II

Lots 4, 5 and 6 in Square 67 of the Donation Lands of the City of Indianapolis, Indiana.

Plus that portion of the alley to be vacated which is located between Parcel I and Parcel II.

meet 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 of 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 parcels 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. 254, 1985, as amended, was adopted on the following roll call vote; viz:

24 AYES: *Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Giffin, Gilmer, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*

NO NAYS

5 NOT VOTING: *Dowden, Durnil, Hawkins, Howard, Strader*

Proposal No. 254, 1985, as amended, was retitled SPECIAL RESOLUTION NO. 95, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 95, 1985

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the “Issuer”) is authorized by I.C. 36-7-12 (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, Charles W. Hudson, Milt Lamm and Sherman Heazlitt Partners d/b/a Hotel International (the "Original Applicant") have previously advised the Indianapolis Economic Development Commission and the Issuer that it proposed that the Issuer either acquire, construct and equip certain economic development facilities and sell or lease the same to the Original Applicant or loan the proceeds of an economic development financing to the Original Applicant for the same, said economic development facilities to be the acquisition, construction and equipping of an approximately 190 room hotel containing 190,125 square feet on 14 floors plus a basement of 12,675 square feet with banquet facilities to accommodate 500 persons, a restaurant of 4,000 square feet, two lounges totalling 3,000 square feet, a coffee shop of 1,000 square feet plus possibly 3,000 square feet of retail shops and parking for 120 vehicles and the machinery and equipment to be installed therein plus certain site improvements to be located at 335 West Washington Street, Indianapolis, Indiana, on approximately 0.286 acres of land (the "Project") and the City-County Council adopted City-County Special Resolution No. 76, 1982 inducing the Original Project; and

WHEREAS, the Original Applicant has now found an entity known as Convention Garage Associates, Inc. and the description of the proposed economic development facilities has been modified as hereinafter set forth; and

WHEREAS, Convention Garage Associates, Inc. (the "Applicant") has now advised the Indianapolis Economic Development Commission and the City that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to provide financing to the Applicant for the same, said economic development facilities to be the acquisition, construction, installation and equipping of an approximately seven tier, 1,260 space public parking garage containing approximately 52,000 square feet with ramps connecting to the proposed Convention Center Hotel and the machinery and equipment to be installed therein plus certain site improvements to be located at 335-343 West Washington Street, Indianapolis, Indiana on approximately 1.32 acres of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 10 at the end of one year and 14 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 Issuer and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

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

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND 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 Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an approximate amount of Ten Million Dollars \$10,000,000 under the Act to be privately placed or a public offering with credit enhancement to provide financing for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loaning of the proceeds of such financing to the Applicant for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to continue 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 Issuer and the Applicant; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds subject to the caveat that this inducement resolution expires January 31, 1986 unless such bonds have been issued prior to the aforesaid date or unless, upon showing of good cause by the Applicant, the Issuer by official action extends the terms of this inducement resolution; and (iii) it will use its best efforts at the request of the Company to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in I.C. 36-7-12-1 et seq.] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of I.C. 36-7-12.

SECTION 4. All costs of the Project incurred after the passage of City-County Special Resolution No. 76, 1982 including reimbursement or repayment to the Applicant of moneys expended by the Applicant for 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 Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose or sell the same to the Applicant. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

PROPOSAL NO. 325, 1985. This is a proposal for an inducement resolution granting the extension of the expiration date contained in previously adopted Special Resolution No. 105, 1984, and increasing the amount of the inducement resolution from \$3,200,000 to \$4,250,000 for Robert E. Carr. Councillor Schneider stated that Proposal No. 325 extends the expiration date from June 30, 1985, to January 31, 1985, and it also allows an increase in the amount from \$3,200,000 to \$4,250,000. He added that the increase is being requested because it has been determined that the renovation necessary on the "Midwest Bank Building" will be more extensive than originally thought. The Economic Development Committee on June 5, 1985, recommended Proposal No. 325, 1985, Do Pass by a vote of 7-0. Councillor Schneider moved, seconded by Councillor Gilmer for adoption. Proposal No. 325, 1985, was adopted on the following roll call vote; viz:

27 AYES: *Borst, Boyd, Bradley, Campbell, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*

NO NAYS

2 NOT VOTING: *Clark, Strader*

Proposal No. 325, 1985, was retitled SPECIAL RESOLUTION NO. 96, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 96, 1985

A SPECIAL RESOLUTION amending City-County Special Resolution No. 105, 1984 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by 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 and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 105, 1984 has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Robert E. Carr (the "Company") which Special Resolution set an expiration date of June 30, 1985 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the

Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, it has been determined that the Project will cost more than originally projected and it is now anticipated that it will cost approximately \$4,250,000; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the City-County Special Resolution No. 105, 1984 is hereby amended by deleting the expiration date of June 30, 1985 contained therein and replacing said date with the date of January 31, 1986 and by increasing the amount of said inducement resolution from "approximately \$3,200,000" to approximately \$4,250,000.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of City-County Special Resolution No. 105, 1984 shall remain unchanged and are hereby reaffirmed and confirmed.

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

PROPOSAL NO. 334, 1985. This is a proposal for an inducement resolution authorizing certain proceedings with respect to proposed economic development bond financing for Design Printing Company, Inc. in an approximate amount of \$1,750,000. Councillor Schneider described the project as the purchase of a 19 X 25 five-color Heidelberg printing press including the construction of a 19,000 square foot addition to the Company's existing building at 626 North Illinois Street. Estimated costs for the \$1,750,000 project are as follows: \$1,000,000 building, \$500,000 equipment, and \$250,000 miscellaneous expenditures. The estimated number of additional employment positions at the end of one year total 5 jobs with \$120,000 in additional payroll to the community. The three-year job estimate is 7 positions with \$182,000 in additional payroll. The Economic Development Committee on June 5, 1985, recommended Proposal No. 334, 1985, Do Pass by a vote of 6-0-1. Councillor Schneider moved, seconded by Councillor Rader for adoption. Proposal No. 334, 1985, was adopted on the following roll call vote; viz:

27 AYES: *Borst, Boyd, Bradley, Campbell, Cottingham, Coughenour, Crowe,*

Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West

NO NAYS

2 NOT VOTING: Clark, Strader

Proposal No. 334, 1985, was retitled SPECIAL RESOLUTION NO. 97, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 97, 1985

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-12 (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, Design Printing Company, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the City that it proposes that the Issuer either acquire, renovate, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to provide financing to the Applicant for the same, said economic development facilities to be the acquisition, renovation, construction, installation and equipping of a 19 X 25 five-color Heidelberg printing press including the approximately 19,000 square feet addition to the Applicant's existing building in which the machine will be housed and the other machinery and equipment to be installed therein plus certain site improvements to be located at 626 North Illinois Street on approximately 0.42 acres of land in Indianapolis, Marion County, Indiana which will be used for printing commercial material such as brochures, catalogs, newsletters, annual reports, posters and publications (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 5 at the end of one year and 7 at the end of three years) to be achieved by the acquisition, renovation, construction, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

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

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

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND 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 Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an approximate amount of \$1,750,000 under the Act to be privately placed or a public offering with credit enhancement for the acquisition, renovation, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loaning of the proceeds of such financing to the Applicant for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, 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 Issuer and the Applicant; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds the aggregate amount of private activity bonds issued pursuant to such issue when added to the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the City of Indianapolis by taking this action is not making any representation nor any assurances that any such allocable limit will be available, that inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and that the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and that no portion of such private activity bond limit has been guaranteed for the proposed project and subject to the further caveat that this inducement resolution expires January 31, 1986 unless such bonds have been issued prior to the aforesaid date or unless, upon showing of good cause by the Applicant, the Issuer by official action extends the terms of this inducement resolution; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in I.C. 36-7-12-1 et seq.] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of I.C. 36-7-12.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for planning, engineering, interest paid during renovation, construction, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, 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 Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the

same purpose or sell the same to the Applicant. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

[Clerk's Note: Proposal No. 335, 1985, was withdrawn.]

PROPOSAL NOS. 336 and 337, 1985. Proposal No. 336 is a proposal for a special ordinance designating the parcel of land commonly known as the northeast corner of the intersection of Holt Road and Minnesota Street, Indianapolis, Indiana, as an economic development target area. PROPOSAL NO. 337, 1985, is a proposal for an inducement resolution authorizing certain proceedings with respect to proposed economic development bond financing for Robert L. Faris, Sr. and/or Waneta Sue Faris or a corporation or partnership in which either of them owns a controlling interest in an approximate amount of \$3,600,000. Faris Mailing, Inc. is a full service mailing facility featuring the latest technology in printing, labeling, addressing and inserting equipment and ancillary services including mailing list selection and data processing. The Company is currently located at three different locations in Indianapolis: 535 South Illinois Street, 528 South Meridian Street, and 546 South Meridian Street. Councillor Schneider explained that the project is to relocate the existing facility to the northeast corner of the intersection of Holt Road and Minnesota Street. The project includes the construction, equipping, etc. of a building to contain 150,000 square feet on approximately 14.2 acres. The property is bounded near the Bridgeport Brass and National Guard facilities. The economic development target area designation is necessary due to the SIC Code classification of this Project. Estimated costs for the \$3,600,000 project are as follows: \$325,000 land, \$2,675,000 building, \$500,000 equipment, and \$100,000 miscellaneous expenditures. The estimated number of additional employment positions at the end of one year total 14 jobs with \$155,900 in additional payroll to the community. The three-year job estimate is 38 positions with \$500,000 in additional payroll. The Economic Development Committee on June 5, 1985, recommended Proposal Nos. 336 and 337, 1985, Do Pass by a vote of 7-0. Councillor Schneider moved, seconded by Councillor Rader for adoption. Proposal No. 336, 1985, was adopted on the following roll call vote; viz:

27 AYES: *Borst, Boyd, Bradley, Campbell, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*

NO NAYS

2 NOT VOTING: *Clark, Strader*

Proposal No. 336, 1985, was retitled SPECIAL ORDINANCE NO. 23, 1985, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 23, 1985

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. 36-7-14-17; 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 June 5, 1985 the Indianapolis Economic Development Commission reviewed, considered and favorably recommended to the City-County Council designating the parcels commonly known as the northeast corner of the intersection of Holt Road and Minnesota Street, Indianapolis, Indiana, as an Economic Development Target Area which parcels are more specifically described as:

Part of the Southwest Quarter of the Northeast Quarter of Section 17, Township 15 North, Range 3 East in Marion County, State of Indiana, more particularly described as follows:

Beginning at the Southwest corner of said Quarter Quarter Section; running thence North 90 degrees 00 minutes 00 seconds East on and along the South line thereof a distance of 1254.805 feet to a point of the West right-of-way line of the Indianapolis and Vincennes Railroad; running thence North 02 degrees 24 minutes 19 seconds East on and along said West right-of-way line a distance of 495.79 feet to the Southerly line of certain real estate heretofore owned by Daum Over-Nite Express, Inc. per Corporate Warranty Deed recorded as Instrument No. 78-50255 in the Office of the Recorder of Marion County, Indiana; thence South 90 degrees 00 minutes 00 seconds West along the Southerly line of said real estate, being parallel with the South line of said Quarter Quarter Section a distance of 1255.85 feet Deed (1255.06 feet computed) to the West line of said Quarter Quarter Section; thence South 02 degrees 22 minutes 34 seconds West along said West line 495.75 feet Deed (495.74 feet computed) to the point of beginning.

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 parcels commonly known as the northeast corner of the intersection of Holt Road and Minnesota Street, Indianapolis, Indiana, which are more specifically described as:

Part of the Southwest Quarter of the Northeast Quarter of Section 17, Township 15 North, Range 3 East in Marion County, State of Indiana, more particularly described as follows:

Beginning at the Southwest corner of said Quarter Quarter Section; running thence North 90 degrees 00 minutes 00 seconds East on and along the South line thereof a distance of 1254.805 feet to a point of the West right-of-way line of the Indianapolis and Vincennes Railroad; running thence North 02 degrees 24 minutes 19 seconds East on and along said West right-of-way line a distance of

495.79 feet to the Southerly line of certain real estate heretofore owned by Daum Over-Nite Express, Inc. per Corporate Warranty Deed recorded as Instrument No. 78-50255 in the Office of the Recorder of Marion County, Indiana; thence South 90 degrees 00 minutes 00 seconds West along the Southerly line of said real estate, being parallel with the South line of said Quarter Quarter Section a distance of 1255.85 feet Deed (1255.06 feet computed) to the West line of said Quarter Quarter Section; thence South 02 degrees 22 minutes 34 seconds West along said West line 495.75 feet Deed (495.74 feet computed) to the point of beginning.

meet 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 of 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 parcels 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. 337, 1985, was adopted on the following roll call vote; viz:

27 AYES: Borst, Boyd, Bradley, Campbell, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West

NO NAYS

2 NOT VOTING: Clark, Strader

Proposal No. 337, 1985, was retitled SPECIAL RESOLUTION NO. 98, 1985, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 98, 1985

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-12 (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, Robert L. Faris, Sr. and/or Waneta Sue Faris or a corporation or partnership in which either of them owns a controlling interest (the "Applicant") has advised the Indianapolis Economic Development Commission and the City that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to provide financing to the Applicant for the same, said economic development facilities to be the acquisition, construction, installation and equipping of a building containing approximately 150,000 square feet and the machinery and equipment to be installed therein plus certain site improvements to be located at the northeast corner of the intersection of Holt Road and Minnesota Street on approximately 14.268 acres of land in Indianapolis, Marion County, Indiana which will be used by Faris Mailing, Inc. as a full service mailing facility featuring the latest technology in printing, labeling, addressing and inserting equipment and ancillary services including mailing list selection and data processing (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 14 at the end of one year and 38 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 Issuer and its citizens; and

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

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

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND 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 Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an approximate amount of \$3,600,000 under the Act to be privately placed or a public offering with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loaning of the proceeds of such financing to the Applicant for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, 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 Issuer and the Applicant; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such

instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds the aggregate amount of private activity bonds issued pursuant to such issue when added to the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the City of Indianapolis by taking this action is not making any representation nor any assurances that any such allocable limit will be available, that inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and that the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and that no portion of such private activity bond limit has been guaranteed for the proposed project and subject to the further caveat that this inducement resolution expires January 31, 1986 unless such bonds have been issued prior to the aforesaid date or unless, upon showing of good cause by the Applicant, the Issuer by official action extends the terms of this inducement resolution; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in I.C. 36-7-12-1 et seq.] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of I.C. 36-7-12.

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

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

PROPOSAL NOS. 369-372, 1985. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 6, 1985". No action was taken on Proposal Nos. 369-372, 1985 by the Council; and the proposals were deemed adopted. Proposal Nos. 369-372, 1985, were retitled REZONING ORDINANCE NOS. 76-79, 1985, and read as follows:

REZONING ORDINANCE NO. 76, 1985 85-Z-23 (85-DP-2) WASHINGTON
TOWNSHIP
COUNCILMANIC DISTRICT NO. 6
2215 EAST 86TH STREET, INDIANAPOLIS

Forum Group, Inc., by Bruce R. Karr, requests the rezoning of 11.50 acres, being in the C-2 district, to the D-P classification, to provide for the construction of a retirement living center comprised of a three-story congregate living facility containing 122 apartments and a one-story nursing home containing 74 beds.

**REZONING ORDINANCE NO. 77, 1985 85-Z-34 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
7102 EAST 71ST STREET, INDIANAPOLIS**

Phillip E. and Dorothea Jean Bly and Terry E. and Jo Ann Dean request the rezoning of 1.05 acres, being in the A-2 district, to the C-1 classification, to provide for office buffer uses.

**REZONING ORDINANCE NO. 78, 1985 85-Z-57 AMENDED PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 24
6320 SOUTH GRAY ROAD, INDIANAPOLIS**

Bible Doctrine Church of Indianapolis, by Dixon B. Dann, requests the rezoning of 3.00 acres, being in the A-2 district, to the SU-1 classification, to provide for a church and related uses.

**REZONING ORDINANCE NO. 79, 1985 85-Z-62 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
2001 NORTH HIGH SCHOOL ROAD, INDIANAPOLIS**

Joseph F. Sexton Company, by Zeff A. Weiss, requests the rezoning of approximately 21 acres, being in the F, D-9 and C-4 districts to the D-6II classification, to provide for the construction of apartments.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 291, 1985. This proposal appropriates \$37,000 for the Office of the Director of the Department of Administration to purchase television equipment and lights for the Public Assembly Room. Councillor Coughenour explained that \$30,000 of the appropriation is for television equipment (received from fees charged to both cable companies) and \$7,000 is to fund the Department's share of the City's membership to Public Technology Institute. The \$30,000 will purchase 2 new three-tube television cameras and accessories that could be used with normal lighting. One advantage of the new cameras is that they would be "cabled" so that Channel 16 could broadcast live any meeting in the City-County Building. The single tube cameras used presently are at their maximum cable length in the Public Assembly Room. The Administration Committee on June 3, 1985, recommended Proposal No. 291, 1985, Do Pass by a vote of 4-0. The President called for public testimony at 8:01 p.m. There being no one present to testify Councillor Coughenour moved, seconded by Councillor Holmes for adoption. Proposal No. 291, 1985, was adopted on the following roll call vote; viz:

19 AYES: Borst, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Rhodes, SerVaas, Shaw, West

8 NAYS: Boyd, Durnil, Giffin, Nickell, Page, Rader, Schneider, Stewart

2 NOT VOTING: Dowden, Strader

Proposal No. 291, 1985, was retitled FISCAL ORDINANCE NO. 51, 1985, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 1985

A FISCAL ORDINANCE amending the City-County Annual Budget for 1985 (City-County Fiscal Ordinance No. 65, 1984) appropriating an additional Thirty-seven Thousand Dollars (\$37,000) in the City General Fund for purposes of the Department of Administration, Office of the Director 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 1.02 of the City-County Annual Budget for 1985, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for the purchase of television equipment and lighting of the Public Assembly Room and the Department's share of the PTI membership cost.

SECTION 2. The sum of Thirty-seven Thousand Dollars (\$37,000) 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 OFFICE OF THE DIRECTOR	CITY GENERAL FUND
3. Other Services & Charges	\$10,000
4. Capital Outlay	<u>27,000</u>
TOTAL INCREASE	\$37,000

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

DEPARTMENT OF ADMINISTRATION OFFICE OF THE DIRECTOR	CITY GENERAL FUND
Unappropriated and Unencumbered City General Fund	<u>\$37,000</u>
TOTAL REDUCTION	\$37,000

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

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 229, 1985. This proposal appoints Dewey F. Hoss to the Equal Opportunity Advisory Board. Councillor Coughenour reported that the Administration Committee on June 3, 1985, recommended Proposal No. 229, 1985, Do Pass As Amended by a vote of 4-0. The amendment was to correct the length of Mr. Hoss's term. She stated that Mr. Hoss is retired from Eli Lilly and Company and has served on the Board of Parks and Recreation and the Greater Indianapolis Progress Committee. Councillor Coughenour moved, seconded by Councillor Cottingham for adoption. Proposal No. 229, 1985, as amended, was adopted on the following roll call vote; viz:

27 AYES: *Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*

NO NAYS

2 NOT VOTING: *Gilmer, Strader*

Proposal No. 229, 1985, as amended, was retitled COUNCIL RESOLUTION NO. 14, 1985, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 1985

A COUNCIL RESOLUTION appointing Dewey F. Hoss to the Equal Opportunity Advisory Board.

**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 Equal Opportunity Advisory Board the Council appoints:

DEWEY F. HOSS

SECTION 2. The foregoing appointment shall be effective upon passage of this resolution, ending April 11, 1986, at the pleasure of the Council and until his respective successor is appointed.

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

PROPOSAL NO. 292, 1985. This proposal amends the Code concerning licensing requirements for the City. Councillor Coughenour explained that Proposal No.

292, 1985, amends the Code to remove the following clause from Sec. 17-29 for general qualifications of licensees: that the applicant must be a citizen of the United States or a declarant for citizenship, as prescribed by law. This will avoid violation of the 14th Amendment to the Constitution of the United States. The Administration Committee on June 3, 1985, recommended Proposal No. 292, 1985, Do Pass by a vote of 3-0-1. Councillor Coughenour moved, seconded by Councillor Gilmer for adoption. Proposal No. 292, 1985, was adopted on the following roll call vote; viz:

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

Proposal No. 292, 1985, was retitled GENERAL ORDINANCE NO. 35, 1985, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1985

A GENERAL ORDINANCE concerning the licensing requirements for the City of Indianapolis.

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

SECTION 1. Sec. 17-29 of the "of Indianapolis and Marion County, Indiana", is amended by deleting the language crosshatched and inserting the language underscored to read as follows:

Sec. 17-29. General qualifications of licensees.

In order to obtain any license required by this Code or other city ordinance, the applicant shall meet the following requirements:

- (1) ~~1/17/85~~ 1/17/85 The applicant must not have had any license to operate a business revoked or suspended because of his conduct of the business or because of his violation of any law or regulation while conducting that business;
- (2) ~~2/2/85~~ 2/2/85 The applicant must agree to comply with all laws, provisions of this Code and other ordinances, all regulations promulgated thereunder and the orders and decisions of all public officials which pertain to his business or premises; he shall also agree that his business and premises will not be used for any unlawful ~~any~~ any purposes;

- (3) ~~(4)~~ Each corporation must be organized and controlled by the laws of the state or be authorized and qualified by its laws to engage in business in the state.

SECTION 2. Sec. 17-403 of the "Code of Indianapolis and Marion County, Indiana", is amended by deleting the language crosshatched and inserting the language underscored to read as follows:

Sec. 17-403. Grounds for denial.

A license applied for under this article may be denied to an applicant if applicant:

- (1) where applicable, is not a corporation organized by law or authorized and qualified to do business in the state;
- (2) knowingly permits any sort of illegal conduct or practices to take place on his premises or in the conduct of his business;
- (3) fails to certify by affidavit that the business premises will not be used for illegal purposes;

~~(4) / is not a corporation organized by law or authorized and qualified to do business in the state;~~

SECTION 3. Sec. 17-847 of the "Code of Indianapolis and Marion County, Indiana", is amended by deleting the language crosshatched and inserting the language underscored to read as follows:

Sec. 17-847. Grounds for denial.

A license applied for under this article may be denied to an applicant if applicant:

- (1) where applicable, is not a corporation organized by law or authorized and qualified to do business in the state;
- (2) knowingly permits any sort of illegal conduct or practices to take place on his premises or in the conduct of his business;
- (3) fails to certify by affidavit that the business premises will not be used for illegal purposes;

~~(4) / is not a corporation organized by law or authorized and qualified to do business in the state;~~

SECTION 4. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted. (b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision (section, paragraph, sentence, clause or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if such remaining

provisions can be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NO. 293, 1985. This proposal transfers \$13,600 for the Prosecutor's Child Support IV-D Agency for the Summer Telemarketing Campaign. Councillor Dowden explained that Proposal No. 293 adjusts a classifying problem with regard to expenditures for the Telemarketing Campaign by transferring \$13,600 from Character 03, Other Services and Charges, to Character 2, Supplies. Funds in the original 1985 Budget were placed under Character 3 (contractual), and since the Child Support Division is trying to increase the caseload for the federal Incentive Program, there is a greater need for additional postage and related items than was originally anticipated. The Public Safety and Criminal Justice Committee on May 22, 1985, recommended Proposal No. 293, 1985, Do Pass by a vote of 7-0. Councillor Dowden moved, seconded by Councillor Rhodes for adoption. Proposal No. 293, 1985, was adopted on the following roll call vote; viz:

25 AYES: Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, West

2 NAYS: Curry, Schneider

2 NOT VOTING: Durnil, Strader

Proposal No. 293, 1985, was retitled FISCAL ORDINANCE NO. 52, 1985, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1985

A FISCAL ORDINANCE amending the City-County Annual Budget for 1985 (City-County Fiscal Ordinance No. 65, 1984) transferring and appropriating Thirteen Thousand Six Hundred Dollars (\$13,600) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency 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 2.02(b)(23) of the City-County Annual Budget for 1985, be and is hereby amended by the increases and reductions hereinafter stated

for the purposes of providing a transfer of funds for the Summer Telemarketing Campaign.

SECTION 2. The sum of Thirteen Thousand Six Hundred Dollars (\$13,600) 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 COUNTY GENERAL FUND
IV-D AGENCY
2. Supplies \$13,600
TOTAL INCREASE \$13,600

SECTION 4. The said increased appropriation is funded by the following reductions:
PROSECUTOR'S CHILD SUPPORT COUNTY GENERAL FUND
IV-D AGENCY
3. Other Services & Charges \$13,600
TOTAL REDUCTION \$13,600

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

PROPOSAL NO. 296, 1985. This proposal establishes the rules and procedures for the preparation of the 1986 Annual Budget for City and County Government. Councillor McGrath stated that in 1980, the Council adopted an ordinance establishing rules and procedures for preparation of the budget. Proposal No. 296, 1985, merely requests that a budget be prepared and submitted in 1985 for the budget year 1986. The Rules and Policy Committee on May 28, 1985, recommended Proposal No. 296, 1985, Do Pass by a vote of 7-0. Councillor McGrath moved, seconded by Councillor Miller for adoption. Proposal No. 296, 1985, was adopted on the following roll call vote; viz:

25 AYES: Borst, Boyd, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West

NO NAYS

4 NOT VOTING: Bradley, Dowden, Giffin, Strader

Proposal No. 296, 1985, was retitled GENERAL ORDINANCE NO. 36, 1985, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1985

A GENERAL ORDINANCE establishing the rules and procedures for the preparation of the 1986 Annual Budget for City and County Government. (Amends Code Sec. 2-403)

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 2, Section 2-403, be and the same is hereby amended by deleting the cross-hatched portions and adding the portions underlined, to wit:

Sec. 204.

This division shall only apply to the Budget prepared and submitted in ~~1984~~ 1985 for the budget year ~~1985~~ 1986.

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

PROPOSAL NO. 297, 1985. This proposal amends the Code concerning vehicle taxes in Marion County. Councillor McGrath explained that revenues from the surtax and wheel tax are badly needed for residential streets because federal funds are decreased every year and expenses continue to rise. When the tax was originally adopted it provided a measure of review for the excise surtax and wheel tax. Proposal No. 297, as submitted, deleted this provision and the Rules and Policy Committee amended the proposal, to insert this provision back into Proposal No. 297. The Rules and Policy Committee on May 28, 1985, recommended Proposal No. 297, 1985, Do Pass As Amended, by a vote of 7-0. Councillor McGrath moved, seconded by Councillor Miller for adoption.

Mr. George Kline of the Indiana Motor Truck Association, urged the Council not to reapprove the surtax and wheel tax because of rising taxes in the trucking industry and also, these funds are used on residential streets and very seldom do tractor trailers travel residential streets.

Mr. David Sweetman expressed his feelings that the gas tax should be sufficient for the repair of Marion County streets. He explained that he owns a recreational vehicle that he uses approximately three times a year and is being taxed a great deal for the use of a vehicle only three times in a year. He requested that the Council defeat Proposal No. 297.

Proposal No. 297, 1985, as amended, was adopted on the following roll call vote; viz:

28 AYES: Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West

NO NAYS

1 NOT VOTING: Strader

Proposal No. 297, 1985, as amended, was retitled GENERAL ORDINANCE NO. 37, 1985, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1985

A GENERAL ORDINANCE concerning vehicle taxes in Marion County.

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

SECTION 1. Division 3 of Article XI of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by deleting the language cross-hatched to read as follows:

DIVISION 3. VEHICLE TAXES

Sec. 2-471. Excise surtax.

All passenger cars, trucks of less than eleven thousand (11,000) pounds gross vehicle weight and motorcycles registered in Marion County, that are now subject to an excise tax (in lieu of a property tax) shall also be subject to an annual excise surtax of ten (10) per cent to be paid with the registration of said motor vehicles.

Sec. 2-472. Wheel tax.

(a) All of the following six (6) classes of motor vehicles, registered in Marion County, shall be subject to an annual wheel tax as set out in the following schedule, to be paid with the registration of said motor vehicles.

Motor Vehicle Classification	Annual Wheel Tax
(1) Buses	\$40.00
(2) Recreational vehicles	20.00
(3) Semitrailers 10.00	
(4) Tractors	30.00
(5) Trailers	10.00
(6) Trucks	40.00

(b) As provided by IC 6-3.5-5-4, the following motor vehicles are exempt from the annual wheel tax:

- (1) Vehicles owned by the state, a state agency or a political subdivision;
- (2) Buses owned and operated by a religious or nonprofit youth organization and used to haul persons to religious services or for the benefit of their members;
- (3) Vehicles subject to the annual excise surtax.

Sec. 2-473. Distribution of tax revenue.

All of the excise surtax and wheel tax collected on motor vehicles registered in Marion County shall be distributed as provided in IC 6-3.5-5-14 and IC 6-3.5-4-12, and shall be used only to construct, reconstruct, or repair streets and roads under its jurisdiction.

Sec. 2-474. Sunset provision.

The taxes imposed by sections 2-471 and 2-472 shall not be imposed after January 1, 1989, unless readopted by this council. This section is expressly declared severable; and should any court declare this section invalid, the balance of this division shall be effective not withstanding the invalidity of this section.

SECTION 2. The express or implied repeal or amendment by this ordinance or of any other ordinance, or part thereof, does not affect any rights or liabilities accrued, prior to the effective dates of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected unless such remaining provisions cannot, without being given the effect intended by the Council in adopting this ordinance.

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

PROPOSAL NO. 298-301, 1985. PROPOSAL NO. 298, 1985, establishes a loading zone on a portion of St. Joseph Street. Councillor Gilmer reported that it is a 35-foot loading zone requested by Everett I. Brown Company for customer pick-ups and deliveries. PROPOSAL NO. 299, 1985, establishes intersection controls in Country Walk Subdivision. This subdivision is located near South Sherman Drive and County Line Road. The controls will be two-way stop signs. PROPOSAL NO. 300, 1985, changes intersection controls at California and St. Clair Streets. Currently, California Street is preferential. The south approach of California Street was vacated for the construction of the Goodwin Plaza Apartment complex. Proposal No. 300, changes St. Clair to a preferential street.

PROPOSAL NO. 301, 1985, changes intersection controls on Lafayette Road and the entrance to Ayr Way. An engineering study revealed that the warrants for a traffic signal are not satisfied. The Target store was closed to the public on September 10, 1984. The Transportation Committee on May 29, 1985, recommended Proposal Nos. 298-301, 1985, Do Pass by a vote of 7-0. Councillor Gilmer moved, seconded by Councillor Holmes for adoption. Proposal Nos. 298-301, 1985, were adopted on the following roll call vote; viz:

28 AYES: *Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*

NO NAYS

1 NOT VOTING: *Strader*

Proposal Nos. 298-301, 1985, were retitled GENERAL ORDINANCE NOS. 38-41, 1985, respectively and read as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1985

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and materials loading zones, be and the same is hereby amended by the addition of the following, to wit:

St. Joseph Street, on the south side, from a point 62 feet west of Scioto Street to a point 97 feet west of Scioto Street.

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

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1985

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 1	Cottoneaster Way & Country Walk Dr.	Co Wy/Cntry Wlk (NB)	STOP
47, Pg. 1	Country Walk Dr. & Oak Tree Dr. N.	Country Walk Dr.	STOP

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

CITY-COUNTY GENERAL ORDINANCE NO. 40, 1985

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 4	N. California St. & W. St. Clair St.	N. California St.	STOP

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 4	California St. & St. Clair St.	St. Clair St.	STOP

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

CITY-COUNTY GENERAL ORDINANCE NO. 41, 1985

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 10	Lafayette Rd. & Ayr Way Ent.		SIGNAL

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

SPECIAL SERVICE DISTRICT COUNCILS


There being no business before any of the Special Service District Councils, none of the Special Service District Councils convened.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business and upon motion duly made and seconded, the meeting adjourned at 8:44 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and the Indianapolis, Police, Fire and Solid Waste Collection Special Service District Councils on the 10th day of June, 1985.

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


President


Clerk of the City-County Council

ATTEST:

(SEAL)