

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

REGULAR MEETINGS, MONDAY, APRIL 14, 1986

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 7:00 p.m., on Monday, April 14, 1986, with Councillor SerVaas presiding.

Councillor Beulah Coughenour lead the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

Councillor SerVaas requested the members to indicate their presence. The Clerk took the roll call of the Council, which was as follows:

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

President SerVaas announced that a quorum of twenty-nine members was present.

INTRODUCTION OF GUESTS AND VISITORS

ADOPTION OF THE AGENDA

Consent was given to the adoption of the agenda of the City-County Council and the Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils of April 14, 1986, as distributed.

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, April 14, 1986, 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

March 25, 1986

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 Thursday, April 3, 1986, a copy of **NOTICE TO TAXPAYERS** of a Public Hearing on Proposal Nos. 191 and 192, 1986, to be held on Monday, April 14, 1986, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

March 31, 1986

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE POLICE SPECIAL SERVICE DISTRICT 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 Police Special Service District, Mrs. Beverly S. Rippy, the following ordinance:

FISCAL ORDINANCE NO. 2, 1986, amending the Police City-County Annual Budget for 1986 (Police Special Service District Fiscal Ordinance No. 3, 1985) appropriating an additional Three Hundred Forty-three Thousand Two Hundred Thirty-four Dollars (\$343,234) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

Respectfully submitted,

s/William H. Hudnut, III

March 31, 1986

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 ordinance:

FISCAL ORDINANCE NO. 26, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Million One Thousand Four Hundred Twenty-two Dollars (\$1,001,422) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 27, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Hundred Eleven Thousand Six Hundred Seventy-nine Dollars (\$111,679) in the State and Federal Grant Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 28, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Hundred Fifty-six Thousand Nine Hundred Twelve Dollars (\$156,912) in the Prosecutor's Diversion Fund for purposes of the Marion County Prosecuting Attorney and Marion County Auditor and reducing the unappropriated and unencumbered balance in the Prosecutor's Diversion Fund.

FISCAL ORDINANCE NO. 29, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Forty-eight Thousand Dollars (\$48,000) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 30, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating One Million Twenty-four Thousand Two Hundred Nineteen Dollars (\$1,024,219) in the Transportation General Fund for purposes of the Department of Transportation and reducing certain other appropriations for that Department.

GENERAL ORDINANCE NO. 28, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 29, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 30, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 31, 1986, amending the "Code of Indianapolis and Marion County, Indiana", changing various controls to several Sections of Chapter 29.

GENERAL ORDINANCE NO. 32, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 33, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

GENERAL ORDINANCE NO. 34, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

SPECIAL ORDINANCE NO. 17, 1986, whereas, the City-County Council adopted its Ordinance Nos. 83, 1985, 84, 1985 and 89, 1985, and issued its City of Indianapolis Indiana Adjustable/Fixed Rate Resource Recovery Revenue Bonds (Ogden Martin Systems of Indianapolis, Inc. Project) on December 17, 1985, ("Bonds"), pursuant thereto and to a Trust Indenture, dated as of December 1, 1985, ("Indenture"), between the City of Indianapolis and The Indiana National Bank, as Trustee ("Trustee").

SPECIAL RESOLUTION NO. 39, 1986, a special resolution honoring Margaret "Marie" Kenley.

SPECIAL RESOLUTION NO. 40, 1986, recognizing the Indiana Fire and Police Powerlifting Association.

SPECIAL RESOLUTION NO. 42, 1986, honoring Paul L. Ostler.

Respectfully submitted,

s/William H. Hudnut, III

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

PROPOSAL NO. 225, 1986. Councillor Giffin stated that Proposal No. 225, 1986, co-sponsored by all Councillors, memorializes Thomas W. Moses. Councillor

Giffin expressed that he had experienced a personal loss from the death of Tom Moses, his friend, boss and mentor. Councillor Giffin added that he admired Mr. Moses because he had kept himself accessible to government officials and was a fair lobbyist.

President SerVaas read the resolution and also expressed admiration for Mr. Moses. Dr. SerVaas added that Proposal No. 225 was sponsored by all twenty-nine Councillors.

The Honorable William H. Hudnut, III, Mayor, stated that "the City loved Tom Moses" and added that Mr. Moses epitomized the fine corporate citizenship that has made Indianapolis such a fine place. The Mayor expressed appreciation for Mr. Moses' work in the City's recent acquiring of the Colts football team and The Hudson Institute.

The Mayor, along with Councillors Giffin and SerVaas, presented framed copies of the resolution to members of Tom Moses' family: Anne (wife), Dick (brother), Betsie, Mary, and Tom (children).

Councillor Giffin moved, seconded by Councillor SerVaas, for adoption. Proposal No. 225, 1986, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 43, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 43, 1986

A SPECIAL RESOLUTION memorializing Thomas W. Moses.

WHEREAS, Thomas W. Moses, Chairman of the Board of the Indianapolis Water Company, was a businessman, attorney, civic leader and the creative and moving force in many community enrichment groups and projects; and

WHEREAS, Tom Moses was awarded an Indianapolis Chamber of Commerce Life Directorship; a Good Scout Award recipient from the Crossroads of America Boy Scout Council and the Spirit of Life Award from the City of Hope; was President of the Economic Club of Indianapolis; helped organize the Corporate Community Council; was a Director of the Boys Club Association of Indianapolis and Flanner House; a Trustee of the Hudson Institute and Marion College; Chairman of the Board of Advisors of Indiana University-Purdue University at Indianapolis; Vice-Chairman of the Indianapolis Ballet Theatre Capital Fund Drive; and Chairman of the Indianapolis Art League Capital Fund Drive; and

WHEREAS, Thomas W. Moses was a Board Member of the Indianapolis Local Public Improvement Bond Bank; Co-Chairman of the Indianapolis Project; Director and past Chairman of the Board of the United Way of Greater Indianapolis; Director of the Indianapolis Convention and Visitors Bureau, the Indianapolis Zoological Society and the Booth Tarkington Civic Theatre; and served as a member of the Corporate Devel-

opment Committee for the National Sports Festival and the Finance Committee for the Church Federation of Greater Indianapolis; and was Division Co-Chairman for the Pan American Games; now, therefore:

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

SECTION 1. The Indianapolis-Marion County City-County Council honors and memorializes Thomas W. Moses as a great businessman, civic leader and friend to all who live in Indianapolis and Central Indiana.

SECTION 2. The Council further wishes to extend its condolences to the family of Thomas W. Moses on their great personal loss.

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

PROPOSAL NO. 199, 1986. This proposal, co-sponsored by Councillors Journey and Strader, honors Earl H. Reed and Darrell B. Parker. Councillor Journey read the resolution and presented framed copies to Messrs, Reed and Parker. Councillor Journey moved, seconded by Councillor Strader, for adoption. Proposal No. 199, 1986, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 41, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 41, 1986

A SPECIAL RESOLUTION honoring Earl H. Reed and Darrell B. Parker.

WHEREAS, three (3) children were trapped in a smoke filled, burning apartment; and

WHEREAS, Earl H. Reed unhesitatingly crawled into the burning apartment twice to rescue two (2) of the children; and

WHEREAS, Darrell B. Parker broke out an apartment window in the burning structure to reach and rescue the third child; and

WHEREAS, the unselfish actions of these two (2) neighbors saved the children from serious injury and possibly death; now, therefore:

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

SECTION 1. The Indianapolis-Marion County City-County Council hereby honors Earl H. Reed and Darrell B. Parker for their heroic efforts in saving three (3) children from a burning apartment.

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

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

PROPOSAL NO. 226, 1986. This proposal, sponsored by Councillor Miller, reaffirms the appointment of George M. Bixler to the Metropolitan Development Commission. Councillor Miller explained that Mr. Bixler needed to be reaffirmed because he missed more than three consecutive meetings of the Commission. Councillor Miller moved, seconded by Councillor Journey, for adoption. Proposal No. 226, 1986, was adopted by unanimous voice vote, retitled COUNCIL RESOLUTION NO. 16, 1986, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 1986

A COUNCIL RESOLUTION reaffirming the appointment of George M. Bixler to the Metropolitan Development Commission of Marion County, Indiana.

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

SECTION 1. The appointment of George M. Bixler to the Metropolitan Development Commission of Marion County, Indiana, made pursuant to City-County Council Resolution No. 3, 1986, is hereby reaffirmed.

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

PROPOSAL NO. 233, 1986. This proposal, co-sponsored by Councillors Boyd and Journey, commemorates April 13 - 19 as "National Medical Laboratory Week". Councillor Boyd read the resolution and presented framed copies to Lori Shattner and Emmajean Hines. Councillor Boyd moved, seconded by Councillor Journey, for adoption. Proposal No. 233, 1986, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 44, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1986

A SPECIAL RESOLUTION commemorating April 13 - 19 as "National Medical Laboratory Week".

WHEREAS, the week of April 13 through April 19 has been designated in the United States as National Medical Laboratory Week; and

WHEREAS, Community Hospitals of Indianapolis will be joining approximately 250,000 individuals in 13,000 laboratories and 6,000 hospitals throughout the United States in acknowledging this recognition and the essential health services provided; and

WHEREAS the Clinical Laboratory of Community Hospitals intends to demonstrate through a planned variety of educational and social events how their vital role impacts the Indianapolis community; now, therefore:

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

SECTION 1. The Indianapolis-Marion County City-County Council recognizes and

applauds the laboratory services of Community Hospitals of Indianapolis as well as other such services throughout the United States.

SECTION 2. Be it further resolved that the Council reminds the citizens of Marion County about the role of laboratory services and encourages participation in the week of recognition.

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

PROPOSAL NO. 234, 1986. This proposal honors Reverend Mozelle Sanders and is co-sponsored by Councillors Boyd, Shaw, Hawkins, Journey, Strader, Howard and Crowe. Councillor Boyd stated that the resolution was to be presented at a formal recognition dinner. Councillor Boyd moved, seconded by Councillor Hawkins, for adoption. Proposal No. 234, 1986, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 45, 1986, and reads as follows:

CITY-COUNTY COUNCIL SPECIAL RESOLUTION NO. 45, 1986

A SPECIAL RESOLUTION honoring the Reverend Mozelle Sanders.

WHEREAS, the Reverend Mozelle Sanders has for many years contributed to the vitality of the Indianapolis community through his radio ministry and his ministry as pastor of the Mount Vernon Baptist Church; and

WHEREAS, Reverend Sanders, as local director of the Opportunities Industrialization Center (OIC) helped many minority businesses thus increasing the general economic viability of Indianapolis; and

WHEREAS, his very successful annual effort at Thanksgiving to feed thousands of Indianapolis citizens has attracted positive national attention; and

WHEREAS, the Reverend Mozelle Sanders continues to be very productively involved in community and civic activities; now, therefore:

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

SECTION 1. The Indianapolis-Marion County City-County Council recognizes the contributions and achievements of Reverend Sanders.

SECTION 2. Be it further resolved that the Council joins other citizens of Indianapolis on the 15th day of April 1986 in honoring Reverend Sanders and expressing thanks.

PROPOSAL NO. 235, 1986. This proposal affirms goals established by the Metropolitan Emergency Communications Agency (MECA) and supports the funding of MECA consistent with the financial sources legally available to local government in Marion County, Indiana. Councillor Dowden explained that a number of Councillors had attended a recent reception hosted by the Indianapolis Firefighters

Association and that the communications issue was discussed. The Association continues to support the newly created "MECA" Agency and the future communications system. Following the reception, Councillor Clark suggested that the Council approve a resolution endorsing the concept of the new "MECA" Agency.

Councillor Dowden explained that he and Councillor Clark initially sponsored the introduction of Proposal No. 235 but that a total of twenty-six Councillors expressed a desire to be co-sponsors of the resolution.

Councillor Clark voiced support for the communications issue, stating that the new system would eventually come to fruition.

Councillor Dowden moved, seconded by Councillor Clark, for adoption. Proposal No. 235, 1986, was adopted by unanimous voice vote, retitled COUNCIL RESOLUTION NO. 17, 1986, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 1986

COUNCIL RESOLUTION concerning the Metropolitan Emergency Communications Agency.

WHEREAS, the Metropolitan Emergency Communications Agency (hereinafter referred to as "MECA") has been created to coordinate a county-wide communication system for public safety needs; and

WHEREAS, MECA is researching and investigating a comprehensive plan for a county-wide communications system; and

WHEREAS, a continuing need does exist for financial means of accomplishing those goals; 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 affirms the goals established by MECA and supports the funding of MECA consistent with the financial sources legally available to local government in Marion County, Indiana.

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

This Council Resolution was co-sponsored by Councillors Dowden, Clark, Stewart, McGrath, Coughenour, Schneider, Giffin, Durnil, Nickell, Rader, Holmes, Crowe, West, Boyd, Williams, Page, Hawkins, Journey, Borst, Rhodes, Strader, Shaw, Bradley, Ser-Vaas, Miller and Howard and was passed by the City-County Council this 14th day of April, 1986.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 212, 1986. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$200,000 for the Department of Administration, Central Equipment Management Division, to purchase vehicles for the Department of Public Works"; and the President referred it to the Administration Committee.

PROPOSAL NO. 213, 1986. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$30,550 for various county agencies to hire work-study students during the summer which will be 50% reimbursed by the State of Indiana Work Study Program"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 214, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$20,043 for the Community Corrections Advisory Board to purchase electronic surveillance equipment which will be reimbursed by a State grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 215, 1986. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$3,600,000 for the Department of Public Works, Liquid Waste Processing Operations, for various projects"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 216, 1986. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing certain amendments with regard to the resource recovery service agreement executed by and between Ogden Martin Systems of Indianapolis, Inc. and the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 217, 1986. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing a procedure for termination of water service for failure to

pay sewer user bills"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 218, 1986. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing parking controls for a portion of McLean Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 219, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing speed limit controls on a portion of Thompson Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 220, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the installation of a traffic signal at the intersection of Corporate Drive, Woodlawn Drive and 71st Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 221, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing parking controls on a portion of Lesley Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 222, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing intersection controls in the Summerfield Subdivision"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 223, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing parking controls on a portion of Division Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 224, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing intersection controls at N. Euclid Avenue and E. 19th Street"; and the President referred it to the Transportation Committee.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 231, 1986. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$57,990 for the Department of Metropolitan Development, Development Services Division, for the addition of three inspectors"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 232, 1986. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$95,000 for the Department of Parks and Recreation, Eagle Creek Division, for additional rowing and archery facilities"; and the President referred it to the Parks and Recreation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor SerVaas stated that Proposal Nos. 207 - 210, were resolutions extending expiration dates for inducement resolutions adopted previously by the Council. The proposals had received a favorable recommendation by the Economic Development Committee at its April 9, 1986, meeting. Councillor SerVaas explained that if there were no objections Councillor Schneider would read each Proposal number and its brief "legal digest", followed by a brief moment for Councillors to voice any objections to its passage. If no objections or absentions were stated, the President would take it to be consent to passage.

PROPOSAL NO. 207, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in July 1984, for 407 Associates, Ltd. PROPOSAL NO. 208, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in February 1985, for CHEMCENTRAL Corporation. PROPOSAL NO. 209, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in September 1985, for Indy Walls and Ceilings. PROPOSAL NO. 210, 1986, is a resolution extending the expiration date and clarifying the project description contained in an inducement resolution adopted in September 1985, for Chatham Block Center Limited Partnership.

Councillor Schneider stated that the clarification in the project description in Proposal No. 210, 1986, was with regard to the project being done in two stages.

Councillor Schneider moved, seconded by Councillor Gilmer, for adoption of Proposal Nos. 207, 208, 209, and 210, 1986.

Councillor Williams stated that she desired to abstain from voting on Proposal No. 207, 1986.

Councillor Rhodes stated the he desired to abstain from voting on Proposal No. 210, 1986.

Councillor SerVaas explained that since Councillors Williams and Rhodes had expressed a desire to abstain from voting on Proposal Nos. 207 and 210 due to business affiliations, the Council would vote on Proposal Nos. 207 - 210, 1986, separately.

Proposal No. 207, 1986, was adopted on the following roll call vote; viz:

24 AYES: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader*

NO NAYS

5 NOT VOTING: *Holmes, Howard, Nickell, West, Williams*

Proposal No. 207, 1986, was retitled SPECIAL RESOLUTION NO. 46, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1986

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

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 61, 1984 as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by 407 Associates, Ltd., a to be formed Indiana limited partnership, in which Robert Carr will be a general partner, and/or Robert Carr (the "Company") which Special Resolution set an expiration date of April 30, 1986 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 MARION COUNTY INDIANA:**

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of April 30, 1986 contained therein and replacing said date with the date of November 30, 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 the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 208, 1986, was adopted on the following roll call vote; viz:

22 AYES: Borst, Boyd, Clark, Cottingham, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader

NO NAYS

7 NOT VOTING: Bradley, Coughenour, Hawkins, Holmes, Nickell, West, Williams

Proposal No. 208, 1986, was retitled SPECIAL RESOLUTION NO. 47, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 13, 1985 as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used

for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 13, 1985 as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by CHEMCENTRAL Corporation (the "Company") which Special Resolution set an expiration date of April 30, 1986 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 MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of April 30, 1986 contained therein and replacing said date with the date of November 30, 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 the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 209, 1986, was adopted on the following roll call vote; viz:

26 AYES: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, Williams*
NO NAYS

3 NOT VOTING: *Holmes, Nickell, West*

Proposal No. 209, 1986, was retitled SPECIAL RESOLUTION NO. 48, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 48, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 132, 1985 as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 132, 1985 as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Indy Walls and Ceilings, Incorporated, or William R. Pruitt and William L. McAuley, or a corporation or partnership to be formed in which William R. Pruitt or William L. McAuley or both would be a partner or stockholder (the "Company") which Special Resolution set an expiration date of April 30, 1986 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 MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of April 30, 1986 contained therein and replacing said date with the date of November 30, 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 the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

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

Proposal No. 210, 1986, was adopted on the following roll call vote; viz:

18 AYES: Borst, Bradley, Clark, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Howard, McGrath, Miller, Page, Rader, Schneider, SerVaas, Shaw, Strader
NO NAYS

11 NOT VOTING: Boyd, Cottingham, Gilmer, Hawkins, Holmes, Journey, Nickell, Rhodes, Stewart, West, Williams

Proposal No. 210, 1986, was retitled SPECIAL RESOLUTION NO. 49, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 49, 1986

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 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, 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, Chatham Block Center Limited Partnership (the "Applicant") has previously advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either convert, rehabilitate, construct, install, equip and improve 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 conversion, rehabilitation, construction, installation, equipping and improvement of four existing structures in the 700 block of Massachusetts Avenue (706-710 Massachusetts Avenue, 709 North Park Avenue, 707-711 Massachusetts Avenue, and moving the building currently located at 715 North Park Avenue to the northwest corner of the intersection of East Street and St. Clair), Indianapolis, Indiana on approximately 0.25 acres of land which will be used for leasable space for office and retail space and multi-family residential rental housing; the acquisition, construction, installation and equipping of various site improvements at the facility; and the acquisition of machinery, equipment, fixtures and furnishings for use in the facility (the "Project"); and

WHEREAS, City-County Special Resolution No. 135, 1985 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning the Project to be developed by the Applicant which Inducement Resolution set an expiration date of April 30, 1986 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 Applicant, 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 Applicant has shown good cause to extend the aforesaid expiration date; and

WHEREAS, the conversion, rehabilitation, construction, installation, equipping and improvement originally referred to as the Project remains unchanged but the Applicant will proceed with the development of the multi-family residential rental housing as a project separate from the portion of the original Project to be developed as leasable space for office and retail space; and

WHEREAS, it is estimated that the multi-family residential rental housing development will cost approximately \$500,000 and the office and retail development will cost approximately \$1,000,000 and that separate economic development revenue bond issues or separate series of one issue of such bonds in approximately the respective principal amounts herein referred to will be issued by the Issuer under the Act; and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 2 regarding the housing project and 10 regarding the office and retail project at the end of one year and 2 regarding the housing

project and 15 regarding the office and retail project at the end of three years) to be achieved by the conversion, rehabilitation, construction, installation, equipping, and improvement of the two separate projects which were originally described as 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 two separate projects which were originally described as the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, the conversion, rehabilitation, construction, installation, equipping, and improvement of the facilities will not have an adverse competitive effect or impact on any similar facility or facilities 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 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 separate economic development revenue bond issues or separate series of one issue of such bonds of the Issuer in an approximate amount of \$1,000,000 for the office and retail project and \$500,000 for the multi-family residential rental housing project under the Act to be privately placed or a public offering with credit enhancement subject to the Project Site being designated as an Economic Development Target Area pursuant to I.C. 36-7-11.9-4 and I.C. 36-7-12 for the conversion, rehabilitation, construction, installation, equipping and improvement of the two separate projects which were originally described as the Project and the sale or leasing of the two separate projects which were originally described as 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 conversion, rehabilitation, construction, installation, equipping and improvement of the two separate projects which were originally described as 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 Issuer 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 two separate projects which were originally described as 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 supplemental inducement resolution expires November 30, 1986 unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (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 two separate projects which were originally described as the Project and for additions to the two separate projects which were originally described as the Project, including the costs of issuance (providing that the financing of such addition or additions to the two separate projects which were originally described as the Project are found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the two separate projects which were originally described as the Project incurred after the passage of City-County Council Special Resolution No. 135, 1985 adopted on September 9, 1985 by the City-County Council of the City of Indianapolis and of Marion County, Indiana, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, conversion, rehabilitation, construction, installation, equipping and improvement of the two separate projects which were originally described as the Project will be permitted to be included as part of the bond issues or series of bonds to finance the two separate projects which were originally described as 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 issues or series of bonds to finance the two separate projects which were originally described as 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. 211, 1986. This proposal is an inducement resolution authorizing certain proceedings with respect to proposed economic development bond financing for Calderon Bros. Vending Machines, Inc. in an approximate amount of \$2,000,000. Calderon Bros. Vending Machines, Inc., the largest vending machine company in central Indiana, intends to relocate to the 9700 Block of East 30th Street and construct a 70,000 square foot building located on seventeen acres where it will continue in its full line of vending services to industry, hospitals, schools, restaurants, and hotels. Construction should begin in November of 1986 with a completion date of June, 1987. The Economic Development Committee on April 9, 1986, recommended Proposal No. 211, 1986, Do Pass by a vote of 7-0.

Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 211, 1986, was adopted on the following roll call vote; viz:

22 AYES: *Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rhodes, Ser-Vaas, Shaw, Strader, West, Williams*

NO NAYS

7 NOT VOTING: *Clark, Dowden, Gilmer, Nickell, Rader, Schneider, Stewart*

Proposal No. 211, 1986, was retitled SPECIAL RESOLUTION NO. 50, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 50, 1986

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 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, 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, Calderon Bros. Vending Machines, Inc. or a partnership formed by the shareholders of Calderon Bros. Vending Machines, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer 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 the Applicant for the same, said economic development facilities to be the acquisition, construction, installation and equipping of a building containing approximately 70,000 square feet located in the 9700 block of East 30th Street, Indianapolis, Indiana on approximately 17 acres of land which will be used by Calderon Bros. Vending Machines, Inc. for warehousing, administrative offices, light maintenance and some manufacture of food products; the acquisition, construction, installation and equipping of various site improvements at the facility; and the acquisition of machinery, equipment, fixtures and furnishings for use in and in connection with the facility (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 6 at the end of one year and 16 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

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 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 \$2,000,000 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 Issuer 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 November 30, 1986 unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose (as defined in the Act) at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the

Applicant for application fees, planning, engineering, interest paid during renovation, 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 City 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. 227 - 230, 1986. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 2, 1986". No action was taken on Proposal Nos. 227 - 230, 1986, by the Council; and the proposals were deemed adopted. Proposal Nos. 227 - 230, 1986, were retitled REZONING ORDINANCE NOS. 56 - 59, 1986, and read as follows:

REZONING ORDINANCE NO. 56, 1986. 86-Z-6 Amended WARREN TOWNSHIP COUNCILMANIC DISTRICT NO. 13
8745 RAWLES AVENUE, INDIANAPOLIS.

Yvonne Clark and Jimmy E. Clark, Sr., by Louis H. Borgmann, request the rezoning of approximately 14 acres, being in the A-2 district, to the I-2-S classification, to provide for auto clean-up and other permitted uses.

REZONING ORDINANCE NO. 57, 1986. 86-Z-26 LAWRENCE TOWNSHIP COUNCILMANIC DISTRICT NO. 3
10209 EAST 59TH STREET, INDIANAPOLIS.

Arvin Asphalt Paving, by Philip A. Nicely, requests the rezoning of 1.96 acres, being in the I-2-S district, to the C-ID classification, to provide for the continued operation of an asphalt contractor's office and equipment storage area.

REZONING ORDINANCE NO. 58, 1986. 86-Z-27 PIKE TOWNSHIP COUNCILMANIC DISTRICT NO. 8
4002 NORTH GLEN ARM ROAD, INDIANAPOLIS.

After The Gold Rush, Inc. - Indianapolis, by Henry Y. Dein, requests the rezoning of 10.73 acres, being in the C-S district, to the C-S classification, to provide for the construction of a nightclub.

REZONING ORDINANCE NO. 59, 1986. 86-Z-36 CENTER TOWNSHIP COUNCILMANIC DISTRICT NO. 21
402 SOUTH SENATE AVENUE, INDIANAPOLIS.

Capital Improvement Board of Managers of Marion County, Indiana, by Mary E. Solada, requests the rezoning of approximately 9.6 acres, being in the I-3-U (RC) district, to the CBD-2 classification, to provide for open-air parking lots.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 170, 1986. This proposal appropriates \$1,991,074 for the Department of Transportation to fund fourteen construction projects. Councillor Gilmer moved to postpone Proposal No. 170, 1986, until the April 28, 1986, meeting of the Council. Consent was given.

PROPOSAL NO. 191, 1986. This proposal appropriates \$250,000 for the County Administrator to purchase a facility for the Alternative Sentencing Programs. PROPOSAL NO. 192, 1986. This proposal appropriates \$241,667 for the Superior Court - Juvenile Division for the Alternative Juvenile Sentencing Programs.

Councillor Dowden explained that the appropriation in Proposal 191 was to purchase the "Teen Challenge" building located at 25th and Delaware to house certain juvenile offenders. The appropriation in Proposal 192 is broken down into two categories: \$166,667 for pro-rated amount of least payments required for the use of the Family Support Center (1986 only) and \$75,000 for the renovation of the Family Support Center. The Public Safety and Criminal Justice Committee on April 9, 1986, recommended Proposal Nos. 191 and 192, 1986, Do Pass by a vote of 8-0. The President called for public testimony at 7:35 p.m.

Councillor Howard inquired if there had been appraisals on the property at 25th and Delaware. Marion County Auditor Faye Mowery stated that there were two appraisals of \$325,000 and \$275,000.

Juvenile Court Judge Jim Payne explained that he and Marion County Prosecutor Stephen Goldsmith had been working on developing alternative programs for juvenile offenders. Placing some types of juvenile offenders in alternative programs may help to reduce the population of the Marion County Juvenile Detention Center and also reduce the recidivism rate of juvenile offenders. Judge Payne commented that once juvenile offenders are detained they stand a greater change of being re-detained for committing other crimes.

Councillor Nickell, Chairman of the Council's Juvenile Detention Center Ad-Hoc Committee and board member of the Juvenile Detention Center Advisory Board, voiced support for passage of Proposal Nos. 191 and 192, 1986, because the development of alternative programs for juvenile offenders was encouraged by the Committee.

Mr. David Kleiman, First Vice President of United Way of Greater Indianapolis, Inc., endorsed passage of Proposals 191 and 192, 1986, and added that United Way was working on a multi-year funding package for the alternative programs.

Councillor Williams inquired about future alternative programs for juvenile offenders and asked why the subject was not "being dealt with as a package".

Judge Payne stated that the two appropriations concerned with Proposal Nos. 191 and 192, 1986, would be used for the purchase of the "Teen Challenge" building and for the lease payments and renovation of the Family Support Center.

Councillor SerVaas clarified for Councillor Williams that the Council's Juvenile Detention Center Ad-Hoc Committee had made several recommendations regarding the Marion County Juvenile Detention Center and that one of those recommendations supported the development of alternative programs for juvenile offenders.

Prosecutor Goldsmith noted that there many types of juvenile offenders and endless alternatives to address problems associated with juvenile offenders; however, the appropriations in Proposals 191 and 192, 1986, are to be used for only two alternative programs.

Councillor Dowden moved, seconded by Councillor Nickell, for adoption. Proposal No. 191, 1986, was adopted on the following roll call vote; viz:

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

2 NAYS: *Borst, Schneider*

0 NOT VOTING

Proposal No. 191, 1986, was retitled FISCAL ORDINANCE NO. 31, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the County Cumulative Capital Development Fund for

purposes of the County Administrator and reducing the unappropriated and unencumbered balance in the County Cumulative Capital Development Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (a)(10) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of appropriating funds to purchase a facility for the Alternative Juvenile Sentencing Programs.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY ADMINISTRATOR</u>	<u>COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlay	<u>\$250,000</u>
TOTAL INCREASE	\$250,000

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

<u>Unappropriated and Unencumbered County Cumulative Capital Development Fund</u>	<u>COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
TOTAL REDUCTION	<u>\$250,000</u> \$250,000

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

Proposal No. 192, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: *Schneider*

Proposal No. 192, 1986, was retitled FISCAL ORDINANCE NO. 32, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 32, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Two Hundred Forty-one Thousand Six Hundred Sixty-seven Dollars (\$241,667) in the County General Fund for purposes of the Marion County Superior Court - Juvenile Division and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b) (4) of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of appropriating Local Option Income Tax revenues for the Alternative Juvenile Sentencing Programs.

SECTION 2. The sum of Two Hundred Forty-one Thousand Six Hundred Sixty-seven Dollars (\$241,667) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>SUPERIOR COURT - JUVENILE DIVISION</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	<u>\$241,667</u>
TOTAL INCREASE	<u>\$241,667</u>

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	<u>\$241,667</u>
TOTAL REDUCTION	<u>\$241,667</u>

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. 90, 1986. This proposal, sponsored by Councillor Journey, amends the Code with regard to intersection controls for Orchard Avenue and E. 34th Street. Councillor Gilmer reported that the Transportation Committee on April 9, 1986, recommended that Proposal No. 90, 1986, Be Stricken 3-0. Councillor Gilmer moved, seconded by Councillor McGrath, to Strike Proposal No. 90, 1986. Consent was given.

PROPOSAL NO. 121, 1986. This proposal authorizes appropriate officials to implement an incentive pay program. Councillor McGrath stated that there are types of incentive pay programs currently in existence but that the Legal Division desired an ordinance be approved regarding incentive pay programs. Councillor McGrath stressed that if monetary awards are given as part of an incentive pay program that the money is not considered part of the employee's base salary. The Rules and Policy Committee on April 8, 1986, recommended Proposal No. 121, 1986, Do Pass As Amended by a 6-0 vote. The Committee's amendments were to correct typographical errors.

Councillor Journey requested that Mr. Don McPherson, Director of the Department of Administration, address the Council to explain the need for the proposed ordinance.

Mr. McPherson explained that the incentive pay programs currently within existence are allowable under Indiana law. It was Mr. McPherson's opinion that such programs are good management tools and increase employee productivity. Monetary incentives can be offered for such things as the employee acquiring certification in a special field, the employee completing certain tasks in a specified time, etc.

Councillor Boyd stressed that there should be safeguards against abuses and protection against proliferation of the whole concept of incentive programs.

Councillor Gilmer supported passage of Proposal No. 121, 1986, stating that it was a "noble experiment".

Marion County Prosecutor Goldsmith, who testified at the Rules and Policy Committee's April 22nd hearing, stated that government officials are very limited in developing incentives because they cannot reward employees by sponsoring luncheons or donating tickets for events, etc. One "pilot" incentive program in the Prosecutor's IV-D Agency involved monetary incentives for increased collections. In the "pilot" program, increased collections amounted to approximately \$400,000.

Councillor Durnil moved, seconded by Councillor Coughenour, for adoption of Proposal No. 121, 1986, As Amended.

Proposal No. 121, 1986, As Amended, was adopted on the following roll call vote; viz:

20 AYES: *Bradley, Clark, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Journey, McGrath, Miller, Nickell, Rhodes, Schneider, Shaw, SerVaas, Stewart, Strader, West*

7 NAYS: *Boyd, Cottingham, Hawkins, Howard, Page, Rader, Williams*

2 NOT VOTING: *Borst, Holmes*

Proposal No. 121, 1986, As Amended, was retitled GENERAL ORDINANCE NO. 35, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1986

A GENERAL ORDINANCE allowing appropriate officials to implement an incentive pay program.

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

SECTION 1. Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by adding a new Sec. 23-9 to read as follows:

Sec. 23 - 9. Incentive pay programs.

Each department director and each county official responsible for hiring and fixing the salaries in each county office or agency may develop a program which would provide compensation adjustments consistent with incentives for productivity and such other measures of success as may be determined by the department director or appropriate county official. Each incentive pay program developed must be reviewed and approved for consistency, objectivity and availability of funding as follows:

- a) Department directors' programs shall be reviewed and approved by the director of the Department of Administration, who shall consult with the Corporation Counsel.
- b) County officials' programs shall be subject to a legal review by the Corporation Counsel. In addition, their programs shall be reviewed by the County Auditor to assure that adequate funding is available.

In no instance shall any such compensation adjustment exceed the maximum salary authorized for any job classification.

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

PROPOSAL NO. 156, 1986. This proposal reappoints James R. Hetherington to the Indianapolis Public Transportation Corporation Board. Councillor Clark reported that the Municipal Corporations Committee on April 10, 1986, recommended Proposal No. 156, 1986, Do Pass by a 5-0 vote. Councillor Clark moved, seconded by Councillor Giffin, for adoption. Proposal No. 156, 1986, was adopted on the following roll call vote; viz:

24 AYES: *Boyd, Clark, Cottingham, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Shaw, SerVaas, Stewart, Strader, West, Williams*

NO NAYS

5 NOT VOTING: *Borst, Bradley, Coughenour, Nickell, Schneider*

Proposal No. 156, 1986, was retitled COUNCIL RESOLUTION NO. 18, 1986, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 1986

A COUNCIL RESOLUTION reappointing James R. Hetherington to the Indianapolis Public Transportation Corporation 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 Indianapolis Public Transportation Corporation Board, the Council appoints:

James R. Hetherington

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 186, 1986. This proposal amends the Code with regard to amusement locations. Councillor West stated that Proposal 186 was needed to correct a drafting error in General Ordinance No. 97, 1985. The Administration Committee on April 7, 1986, recommended Proposal No. 186, 1986, Do Pass by a 6-0 vote. Councillor West moved, seconded by Councillor Coughenour, for adoption. Proposal No. 186, 1986, was adopted on the following roll call vote; viz:

24 AYES: Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

5 NOT VOTING: Borst, Boyd, Howard, Rader, Schneider

Proposal No. 186, 1986, was retitled GENERAL ORDINANCE NO. 36, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1986

A GENERAL ORDINANCE amending Sec. 17-185 of the "Code of Indianapolis and Marion County, Indiana", to correct drafting error in General Ordinance No. 97, 1985, regulating amusement locations.

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

SECTION 1. General Ordinance No. 97, 1985, be and is hereby repealed.

SECTION 2. Sec. 17-185 of the "Code of Indianapolis and Marion County, Indiana", be and is hereby amended by deleting the figures crosshatched and inserting the figures underlined so as to read as follows:

Sec. 17-185. Unlawful acts.

For the purposes of this article, the following acts shall be deemed to be unlawful as herein stated:

- (a) Amusement location license. It shall be unlawful to own or operate any location fitting the definition of an "amusement location" as stated in this article, without an amusement location license issued by the city controller.
- (b) Amusement machine license. It shall be unlawful to allow to be operated in any public place any amusement machine without an amusement machine license issued by the city controller.
- (c) Master vendor's license. It shall be unlawful for any person, corporation or entity to act as master vendor without a master vendor's license issued by the city controller. A master vendor's license shall not be transferable.
- (d) It shall be unlawful to allow a child under sixteen (16) years of age who is subject to the compulsory school attendance laws of the State of Indiana and who is not accompanied by a parent, guardian, or custodian to be present in an amusement location between the hours of 7:00 a.m. and ~~2:00 p.m.~~ 3:30 p.m. on a day when such child's school is in session.
- (e) It shall be unlawful to allow a person who has not reached the age of eighteen (18) years to be present in an amusement location after the hours established by state statute or city ordinance for juvenile curfew unless

accompanied by a parent, guardian, or custodian, or an adult specified by the child's parent, guardian or custodian.

- (f) It shall be unlawful to operate an amusement location unless a sign is conspicuously posted inside the location which provides that no child under sixteen (16) may be present in an amusement location from 7:00 a.m. to ~~12:00/11~~ 3:30 p.m., on a day when the child's school is in session unless accompanied by a parent, guardian or custodian; and no child under eighteen (18) may be present in an amusement location in violation of the curfew established by state or local law.
- (g) It shall be unlawful for an exhibitor or his employee to allow a child under sixteen (16) years of age who is subject to the compulsory school attendance laws of the State of Indiana and who is not accompanied by a parent, guardian, or custodian to operate an amusement machine between the hours of 7:00 a.m. and ~~11:30/11~~ 3:30 p.m., on a day when such child's school is in session.
- (h) It shall be unlawful for an exhibitor or his employee to allow a person who has not reached the age of eighteen (18) years to operate an amusement machine after the hours established by state statute or city ordinance for juvenile curfew unless accompanied by a parent, guardian or custodian, or an adult specified by the child's parent, guardian or custodian.
- (i) It shall be unlawful for an exhibitor to have amusement machines on his premises unless a sign is conspicuously posted near any amusement machines which provides that no child under sixteen (16) years of age may operate an amusement machine from 7:00 a.m. to ~~12:00/11~~ 3:30 p.m., on a day when the child's school is in session unless accompanied by a parent, guardian, or custodian; and no child under eighteen (18) who is in violation of the curfew established by state or local law may operate an amusement machine.

SECTION 3. This ordinance is adopted to correct certain errors in **General Ordinance No. 97, 1985**, but its repeal shall not affect any actions brought prior to its repeal.

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

PROPOSAL NO. 188, 1986. This proposal authorizes changes in the personnel compensation schedule of the Cooperative Extension Service. The change in the personnel schedule was to create a \$4,000 budget for the "temporary" line item. Councillor Stewart explained that the temporary employee(s) would assist the home economics agents. The Community Affairs Committee April 14, 1986, recommended Proposal No. 188, 1986, Do Pass As Amended by a vote of 6-0. The Committee adopted amendments to incorporate changes made in a previous ordinance approved earlier in 1986. Councillor Stewart moved, seconded by Councillor Crowe, for adoption. Proposal No. 188, 1986, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Borst

Proposal No. 188, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 33, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) authorizing changes in the personnel compensation schedule (Section 2.01) of the Marion County Cooperative Extension Service.

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

SECTION 1. Section 2.01 (c)(4) of City-County Fiscal Ordinance No. 87, 1985, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(c)(4) COOPERATIVE EXTENSION SERVICE

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Administrator	1	16,914	16,914
Secretaries	11	20,336	121,015
Extension Agents	16	18,712	188,741 184,741
Overtime			1,500
Camp Counselors			25,000
<u>Temporary</u>			<u>4,000</u>
TOTAL	28		\$353,170

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

PROPOSAL NO. 190, 1986. This proposal approves the leasing of certain surplus property of the Department of Parks and Recreation. Councillor Durnil stated that due to a change in state law the Council must approve leasing arrangements which provide \$3,000 or more annual income to the Department. The Parks and

Recreation Committee on March 27, 1986, recommended Proposal No. 190, 1986, Do Pass by a 6-0 vote. Councillor Durnil moved, seconded by Councillor Journey, for adoption. Proposal No. 190, 1986, was adopted on the following roll call vote; viz:

25 AYES: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Shaw, SerVaas, Strader, West, Williams*

NO NAYS

4 NOT VOTING: *Gilmer, Nickell, Schneider, Stewart*

Proposal No. 190, 1986, was retitled SPECIAL RESOLUTION NO. 51, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 51, 1986

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

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

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

<u>Location</u>	<u>Appraised Lease Value</u>	<u>Auction Bid Lease Value</u>	<u>Public Hearing Date</u>
7201 Fishback Road (Cabin) (address changed by Post Office from 8561 Wilson Road)	\$1,200 Annual Rent	\$4,200 Annual Rent	December 16, 1982
4125 Dandy Trail	\$130 per month	\$480 per month	March 13, 1986

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

PROPOSAL NO. 193, 1986. This proposal amends the Code with regard to establishing a new county corrections fund. Councillor Dowden stated that Proposal 193 was required by Senate Enrolled Act 395. The Public Safety and Criminal Justice Committee on March 26, 1986, recommended Proposal No. 193, 1986, Do Pass As Amended, by a 7-0 vote. The amendment was to correct a typographical error by changing \$3,500,000 to \$3,500. Councillor Dowden

moved, seconded by Councillor Shaw, for adoption. Proposal No. 193, 1986, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Stewart

Proposal No. 193, 1986, As Amended, was retitled GENERAL ORDINANCE NO. 37, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", and by establishing a County Corrections Fund.

WHEREAS, SEA 395, 1986, added IC 11-12-6 to the Indiana Code to provide for the establishment and funding of a county corrections fund; and

WHEREAS, IC 11-12-6-6 provides that a county legislative body may annually adopt an ordinance to elect to receive deposits from the State Department of Corrections and to establish a county corrections fund; and

WHEREAS, the county corrections fund may be used only for funding the operation of the county jail, jail programs, or other local correctional facilities; and

WHEREAS, the county legislative body may elect to receive deposits at either Level 1, Level 2, or Level 3 funding; and

WHEREAS, IC 11-12-6-12(c) provides that a county which elects to receive Level 3 funding shall receive an amount equal to \$3,500 times the county's base integer; and

WHEREAS, IC 11-12-6-12(a) provides that no misdemeanants may be committed to the Department of Corrections from a county which has elected to receive Level 3 funding; now, therefore:

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", be and is hereby amended by adding a new Section 2-358 to read as follows:

Sec. 2 - 358. County Corrections Fund.

(a) The City-County Council hereby elects to receive deposits from the Department of Corrections in accordance with IC 11-12-6.

(b) The City-County Council hereby elects to receive such deposits at Level 3 funding. Level 3 funding shall be equal to \$3,500.00 times 84 (Marion County base eger) or \$294,000.00 for the year ending April 30, 1987.

(c) There is hereby created a "county corrections fund," to be administered by the City-County Council. The fund shall consist of deposits received from the Department of Corrections in accordance with IC 11-12-6-13.

(d) The county corrections fund may be used only for funding the operation of the county jail, jail programs, or other local correctional facilities. Any money remaining in a county corrections fund at the end of the year does not revert to any other fund but remains in the county corrections fund.

SECTION 2. Article IX of Chapter 2 is retitled "Article IX - Non-Reverting Funds" and the title for Article IX-A is removed so that Sec. 2-350, 2-351, 2-352, 2-353, 2-354, 2-355, 2-356, 2-357 and 2-358 shall be in Article IX of Chapter 2.

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

PROPOSAL NO. 195, 1986. This proposal amends the Code by changing intersection controls at Chapelwood Boulevard and West 10th Street. Councillor Gilmer explained that Proposal No. 195 authorizes the installation of a traffic signal at the intersection of Chapelwood Boulevard and West 10th Street. The Transportation Committee on April 9, 1986, recommended Proposal No. 195, 1986, Do Pass by a 4-0 vote. Councillor Gilmer moved, seconded by Councillor McGrath, for adoption. Proposal No. 195, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: *Stewart*

Proposal No. 195, 1986, was retitled GENERAL ORDINANCE NO. 38, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", changing intersection controls at Chapelwood Boulevard and 10th Street.

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

SECTION 1. "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>
22, Pg. 2	Chapelwood Blvd. & 10th St.	10th St.	STOP

SECTION 2. "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>
22, Pg. 2	Chapelwood Blvd. & 10th St.		SIGNAL

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

PROPOSAL NO. 196, 1986. This proposal, sponsored by Councillor Williams, amends the Code with regard to changing parking regulations for portions of Lockerbie Circle and Street, Vermont Street and Park Avenue. Councillor Gilmer explained that Lockerbie is near the downtown area and that surveys conducted by the Department of Transportation had revealed that the majority of vehicles parked in the Lockerbie area during business hours do not belong to residents. Lockerbie residents are issued parking stickers so that vehicles can be identified. The Transportation Committee on April 9, 1986, recommended Proposal No. 196, 1986, Do Pass As Amended by a 6-0 vote. The amendments, requested by the Department of Transportation, place further parking restrictions in Lockerbie. Councillor Gilmer moved, seconded by Councillor McGrath, for adoption of Proposal No. 196, 1986, As Amended.

Councillor Williams explained that many non-residents park in Lockerbie during business hours and then walk or ride the METRO trolley to the downtown area.

Some Councillors expressed concern with regard to the enforceability of the new parking restrictions in Lockerbie.

Councillor Durnil objected to the passage of Proposal No. 196, mentioning that the

streets in the Lockerbie residential area are public not private streets and that the new regulations were questionable because of the services the neighborhood receives from the Department of Transportation.

Proposal No. 196, 1986, As Amended, was adopted on the following roll call vote; viz:

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

Proposal No. 196, 1986, As Amended, was retitled GENERAL ORDINANCE NO. 39, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-272, Parking time restricted on designated days.

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 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the addition of the following, to wit:

**TWO HOURS
ON ANY DAYS
EXCEPT SATURDAYS AND SUNDAYS
FROM 6:00 a.m. to 6:00 p.m.**

Lockerbie Street, on the north side, from Park Avenue to College Avenue;

Lockerbie Street, on both sides, from East Street to Park Avenue;

Lockerbie Circle, North Drive, on the south side, from East Street to Lockerbie Circle, South Drive;

Lockerbie Circle, South Drive, on the north side, from East Street to Lockerbie Circle, North Drive;

Vermont Street, on the south side, from East Street to College Avenue;

Park Avenue, on the west side, from Lockerbie Street to Michigan Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Lockerbie Circle, North Drive, on the north side, from East Street to Lockerbie Circle, South Drive;

Lockerbie Circle, South Drive, on the south side, from East Street to Lockerbie Circle, North Drive

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

ANNOUNCEMENTS AND ADJOURNMENTS

There being no further business, upon motion duly made and seconded the meeting adjourned at 8:40 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 14th day of April, 1986.

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



President

ATTEST:



Clerk of the Council

(SEAL)