

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

REGULAR MEETINGS, MONDAY, AUGUST 18, 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 7:15 p.m., on Monday, August 18, 1986, with Councillor SerVaas presiding.

Councillor Curry lead the opening prayer and invited all present to join him 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 29 members was present.

OFFICIAL COMMUNICATIONS

President SerVaas commented that a recent weekly newspaper had referenced a moratorium on new construction on Indianapolis' northside and that he had spoken with the Honorable Mayor William H. Hudnut, III about the alleged moratorium. Councillor SerVaas clarified that there is no moratorium on new construction; however, there exists an effort on behalf of the Department of Public Works to correct very serious sewer problems on Indianapolis' northside. Dr.

SerVaas, speaking on behalf of Mayor Hudnut, assured Councillors and the general public that property already owned and properly zoned would receive favorable permits from the Department of Public Works.

President SerVaas stated that the Councillors had received this evening copies of a report studying various issues surrounding the new Metropolitan Emergency Communications Agency (M.E.C.A.). He introduced Messrs. Michael Koss and Ronald C. Williams who conducted research for the report.

Mr. Koss stated that the purpose of the report was to determine the goals established by Marion County for enhancement of present public safety communications, to study whether and to what extent those goals would be attained by the present proposal before the Council, to study the impact of similar attempts to achieve similar goals in other large U.S. cities, and to suggest possible options, both interim and long term. During the course of this analysis information was obtained from written and published material, by direct interview, by telephone conversations nationwide, by travel and direct meeting, and from previously known facts. Mr. Koss clarified that neither he nor Mr. Williams had any interest in the outcome of the proceedings following the submission of the report by stating: "we are not, nor have we been employed by any department of the City or County, or any vendor or potential vendor which may provide material or services to the City or County in the area of public safety communications. Final report and comments only serve to sum up the various findings which must be considered by Councillors. It is not the intention of our representative consultancies to suggest by which methods the County's desired objectives might be best achieved".

President SerVaas urged members of the Council to review the report and added that the Public Safety and Criminal Justice Committee would be having a hearing in the future to discuss this report along with the other report recently compiled by M.E.C.A. consultants.

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, August 18, 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

August 11, 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 Friday, August 15, 1986, a copy of **NOTICE TO TAXPAYERS** regarding License Regulation Nos. 86-01, 86-02 and 86-03 of the Transportation Board of the Consolidated City of Indianapolis and Marion County, Indiana.

Respectfully,

s/Beverly S. Rippy
City Clerk

August 5, 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, August 7, 1986, a copy of **NOTICE TO TAXPAYERS** of a Public Hearing on Proposal Nos. 238, 449, 450, 451, 453, 431 and 438, 1986, with publisher's corrections on Proposal No. 238, 1986, on August 8 and 9, 1986, to be held on Monday, August 18, 1986, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

August 8, 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 ordinances and resolutions:

FISCAL ORDINANCE NO. 78, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating an additional Fifteen Thousand Six Hundred Dollars (\$15,600) in the County General Fund for purposes of the Recorder's Office and reducing certain other appropriations for the County Recorder's Office and the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 79, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Fifteen Thousand Dollars (\$15,000) in the State and Federal Grant Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 80, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Thirty-four Thousand Four Hundred Forty-seven Dollars (\$34,447) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 81, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Three Thousand Five Hundred Ninety-four Dollars (\$3,594) in the County General Fund for purposes of the Marion County Superior Court, Probate Division, and reducing certain other appropriations for that court.

GENERAL ORDINANCE NO. 79, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 80, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

GENERAL ORDINANCE NO. 81, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 82, 1986, amending the "Code of Indianapolis and Marion County, Indiana", by amending Section 3-404 and Section 3-503 to transfer the authority to enter into street lighting contracts from the Board of Public Works to the Board of Transportation.

GENERAL ORDINANCE NO. 83, 1986, amending the "Code of Indianapolis and Marion County, Indiana", by adding a new Section 31-6 to provide for a procedure for issuing franchises to public utilities for use of public right-of-way..

GENERAL ORDINANCE NO. 84, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted, and Section 29-166, One-way streets and alleys designated.

GENERAL ORDINANCE NO. 85, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-254(b), Manner of parking.

GENERAL ORDINANCE NO. 86, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

SPECIAL RESOLUTION NO. 94, 1986, honoring the Hugh O'Brien Youth Foundation International Leadership Seminar.

SPECIAL RESOLUTION NO. 95, 1986, approving the sale of certain real estate of the Department of Public Works.

COUNCIL RESOLUTION NO. 28, 1986, calling on the Metropolitan Development Commission to establish a sixty (60) day moratorium on the designation of historic preservation areas.

Respectfully submitted,

s/William H. Hudnut, III

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 August 18, 1986, as distributed.

ADOPTION OF JOURNALS

President SerVaas called for additions or corrections to the Journal of April 14, 1986. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 497, 1986, is in memoriam of Phillip R. Duke and was co-sponsored by Councillors Gilmer, SerVaas and Miller. Councillor Gilmer read the resolution and moved for its adoption, seconded by Councillor Howard. Mr. Gene Zink accepted a framed copy of the resolution and explained that he was represent-

ing Duke Associates and the Duke family. He commented that "P.R." loved Indianapolis and that he would have been proud to know he was remembered by the Council.

Councillor SerVaas stated that "P.R." was a close friend who had a true pride in Indianapolis.

Councillor Howard commented that he had only recently become to know the fifty-one year old "P.R." through meetings associated with the Chamber of Commerce. He commended "P.R." for his sensitivities to Black issues.

Proposal No. 497, 1986, was adopted by Unanimous Voice Vote, retitled SPECIAL RESOLUTION NO. 96, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 96, 1986

A SPECIAL RESOLUTION in memoriam of Phillip R. Duke.

WHEREAS, Phillip R. Duke was an outstanding civic leader and premier developer who found success and fortune through his belief on the future of his hometown; and

WHEREAS, Phillip R. Duke developed Indianapolis' largest industrial park, Park 100, Keystone at the Crossing complex, One North Capitol, Two Market Square Center, Shadeland Station, and Haverstick as well as many other projects; and

WHEREAS, Mr. Duke was born, raised and lived in Indianapolis his entire life devoting much of his energy to such civic causes as Butler University, the Indianapolis Chamber of Commerce, Convention and Visitors Association, Museum of Art, Childrens Museum, Zoological Society, Civic Theatre and the United Way; and

WHEREAS, Phillip R. Duke passed away suddenly on Tuesday, July 22, 1986; 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 memorializes Phillip R. Duke as a friend and supporter of all people who live in the City of Indianapolis.

SECTION 2. The Council further honors Phillip R. Duke for his outstanding achievements as a civic and business leader who devoted himself to making Indianapolis a city of which we can all be proud.

SECTION 3. The Council expresses its sincere condolences to the family and loved ones of Phillip R. Duke.

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. 498, 1986, is in memoriam of Keith D. Otto and was co-sponsored by Councillors Miller, Durnil, Curry, Stewart, Clark, Rader, Nickell, Schneider and Dowden. Councillor Durnil read the resolution and moved for its adoption. Mr. Tom Otto introduced family members and thanked the Council for remembering his father. Proposal No. 498, 1986, was adopted by Unanimous Voice Vote, retitled SPECIAL RESOLUTION NO. 97, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 97, 1986

A SPECIAL RESOLUTION in memoriam of Keith D. Otto.

WHEREAS, Keith D. Otto began his service to the City of Indianapolis and his community in 1969 as manager, Administration Services Division for the Department of Transportation; and

WHEREAS, Keith Otto's dedication to duty and leadership abilities led to his promotion in the Department of Transportation to the position of Deputy Director and Manager of the Administrative Services Division in 1972; and

WHEREAS, Mr. Otto's outstanding performance in his direction of the citizen relations office, public information office and special projects office continued until his retirement from the Department in 1984; and

WHEREAS, Mr. Otto further served his community as Eighteenth Ward Chairman of the Republican Party for many years; and

WHEREAS, Keith D. Otto passed away on July 16, 1986; 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 and memorializes Keith D. Otto for his many years of outstanding public service to his neighbors, friends, community and city.

SECTION 2. The Council further expresses its sympathy to the family of Keith D. Otto.

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. 499, 1986. This proposal instructs the County Commission of Public Records of Marion County to review the 1985 analysis of the record storage

and retrieval system. Councillor SerVaas, sponsor, explained that for many years the records of local government have not received the attention they deserved. An almost identical resolution was approved by the Council in 1985 directing that a total of \$200,000 be budgeted in the 1986 Budget for an analysis of the record storage and retrieval system. Councillor SerVaas estimated that it would take three consecutive years of funding to provide the proper attention to the record storage and retrieval system. Councillor SerVaas moved, seconded by Councillor Crowe, for adoption. Proposal No. 499, 1986, was adopted by Unanimous Voice Vote, retitled COUNCIL RESOLUTION NO. 30, 1986, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 1986

A COUNCIL RESOLUTION instructing the County Commission of Public Records of Marion County to examine record storage and retrieval.

WHEREAS, record storage for local government has become a problem in many areas including physical space allowed and retrieveability; and

WHEREAS, record storage and retrieval is an integral function of both the City of Indianapolis and the County of Marion; and

WHEREAS, this has become a problem of such proportion the fiscal body of Indianapolis and Marion County recognizes the potential for possible special budgetary attention; 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 directs the County Commission of Public Records of Marion County to review the 1985 analysis of the record storage and retrieval system including, but not limited to current and projected space allocation needs, current and projected record storage volume, current and projected retrieval volume, and current and projected microfilm conversion volume.

SECTION 2. The County Commission of Public Records is requested to provide in its review an updated plan to make current its microfilm conversion system and a solution for its storage and retrieval space allocation problem. Such update shall also include a statement of the current and projected budgetary needs.

SECTION 3. The Marion County Auditor is hereby requested to increase the 1987 Budget for the Marion County Clerk of the Circuit Court in the amount of one hundred thousand dollars (\$100,000) which will be dedicated on a contractual agreement to the Records Division, Department of Administration. The Mayor and City Controller are also hereby requested to increase the Records Division, Department of Administration, 1987 Budget in the amount of one hundred thousand dollars (\$100,000). The increase totalling two hundred thousand dollars (\$200,000) shall be incorporated in the analysis update requested in SECTION 2 and shall be included in the Records Division, Depart-

ment of Administration, 1987 Budget. If the County Auditor and/or City Controller cannot fund the increase from the County General Fund and Consolidated County Fund, the City-County Council hereby directs the dedication of the two hundred thousand dollars (\$200,000) from the increased income tax revenues for 1987.

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. 479, 1986. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$30,000 for the Department of Metropolitan Development, Planning Division, to perform a study to support the safe and smooth operation of the Pan Am Games at the program housing quarters in Fort Benjamin Harrison which will be reimbursed by a grant from the U.S. Department of Defense"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 480, 1986. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 481, 1986. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Capital Improvement Board of Managers of Marion County, Indiana"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 482, 1986. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 483, 1986. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing,

modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana”; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 484, 1986. Introduced by Councillor Clark. The Clerk read the proposal entitled: “A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana”; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 485, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code concerning the leave portion of the police merit ordinance”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 486, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by establishing benefits for members of the Marion County Sheriff’s Department”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 487, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,055 for the Marion County Superior Court, Civil Division - Room 7, to replace a transcriber unit”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 488, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE appropriating \$60,000 for the Department of Transportation, Parking Meter Division, to repair curbs and sidewalks in the Mile Square”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 489, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,000,000 for the Department of Transportation, Transportation Division, to fund construction and engineering for various projects”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 490, 1986 - Withdrawn 08/18/86

PROPOSAL NO. 491, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the operation of parking meters, increasing certain fees and changing hours of operation"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 492, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing a loading zone for a portion of Indiana Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 493, 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 various locations and in the Terra Vista Subdivision"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 494, 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 Blake Street and Indiana Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 495, 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 10th and Illinois Streets and by changing the intersection control at Pennsylvania and 10th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 496, 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 Guilford Avenue and 51st Street and Combs Road and Southport Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 509, 1986. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending

the Code concerning the transportation of hazardous materials in and through Indianapolis and Marion County, Indiana"; and the President referred it to the Transportation Committee.

Councillor SerVaas commented that Proposal 491, 1986, would affect parking in the downtown area and that the Transportation Committee's discussion of this Proposal would be of interest to the new Parking Task Force chaired by Councillor Borst.

Councillor SerVaas requested that Proposal Nos. 438 and 431, 1986, be advanced on the agenda. Consent was given.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 438, 1986. This proposal is a rezoning ordinance certified by the Metropolitan Development Commission on July 17, 1986 (86-Z-70, 4816 N. Franklin Road, Indianapolis). Councillor Dowden stated that an agreement had been reached between the petitioners and remonstrators to amend the zoning classification to C-1. The C-1 classification was originally requested but was changed at the recommendation of Zoning Staff to a D-7 classification. Councillor Dowden moved, seconded by Councillor Nickell, the following amendment:

Mr. President:

I move that Proposal No. 438, 1986 (Zoning Docket No. 86-Z-70) be amended by substituting the attached ordinance, changing the zoning to a C-1 classification, for the ordinance approved by the Metropolitan Development Commission and that the reference on page 2 of the commitments be changed from "all D-7" to "C-1".

Councillor Dowden

The motion to amend was carried on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: Borst, Howard

President SerVaas asked if there were comments from petitioners or remonstrators on this rezoning case.

The following persons stated that they were in support of the amendment to the C-1 zoning classification: Mr. John Herrin, attorney for the petitioner; Mr. Robert Sterrett, Mayor of the City of Lawrence; and Mr. William H. Dazey, Jr., attorney representing eighty-eight remonstrators.

The Department of Metropolitan Development offered no comment on the amendment.

President SerVaas called for public testimony at 7:52 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Nickell, for adoption of Proposal No. 438, 1986, As Amended. Proposal No. 438, 1986, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: Borst, Howard

Proposal No. 438, 1986, As Amended, was retitled REZONING ORDINANCE NO. 115, 1986, and reads as follows:

**REZONING ORDINANCE NO. 115, 1986 86-Z-70 AMENDED LAWRENCE
TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
4816 NORTH FRANKLIN ROAD, INDIANAPOLIS.
Gary Lynch and Bruce Tiefel request the rezoning of 2.10 acres, being in the D-3 and
D-7 districts, to the C-1 classification, to provide for the construction of apartments.**

PROPOSAL NO. 431, 1986. This proposal is a rezoning ordinance certified by the Metropolitan Development Commission on July 3, 1986 (86-Z-73, 7850 Harcourt Road, Indianapolis). Councillor SerVaas stated that no settlement had been reached and that a formal public hearing was required for Proposal No. 431, 1986.

Mr. Erza H. Friedlander, attorney for the petitioner (Northhampton Village Apartments), introduced Mrs. Sheila Kennedy, second attorney for the petitioner. Mr. Friedlander provided a brief history relative to the project. The 25.8 acre site has been owned by the client for approximately twenty-two years. The project is for the development of multi-family residential rental units with a density of 10.7 units per acre. The project was supported by Metropolitan Development Staff and was approved by the Metropolitan Development Commission by a 4-3 vote.

The project area is surrounded by other multi-family residential rental/condominium units and single family homes. It was Mr. Friedlander's opinion that the proposed density of 10.7 units per acre is not unreasonable because it is similar or identical to other densities in the area.

Mr. Friedlander provided several visual aids relative to the project including aerial photos, land photos, elevation drawings and site plans.

Mr. Friedlander stated that the three major complaints seem to be concerning traffic flow, drainage and sewage. He stressed that future development of the project would require necessary approvals from various governmental agencies. He noted that the installation of a traffic signal in addition to acceleration and deceleration lanes would alleviate traffic problems.

Mrs. Kennedy expressed her concern with regard to policy issues and urged the Council to support the Commission's decision on this zoning case.

Mrs. Rhoda Milstein, Acting President of the Holida Civic League, spoke against passage of Proposal No. 431, 1986. She submitted a petition containing approximately 250 signatures opposing passage of Proposal No. 431. Mrs. Milstein explained that the major reasons the remonstrators object to the project is the following: 1) current drainage/sewer problems should be solved before another development is built; 2) there are already too many multi-family residential units in the area (8,472 units); and 3) traffic is already a problem on 79th and Harcourt Streets.

Mr. Jerry Newman, resident of 7729 Cassidy, also opposed the project. He explained that the remonstrators had urged the developer to lower the density

of the project but that the developer refused to do so because a lower density was not economically feasible. He reiterated Mrs. Milstein's comments regarding sewage problems by stating that many homes experience a backup of sewage during times of heavy rains.

Mr. Carl Radford, board member of the Holida Civic League, stated that he opposed the project.

Mr. Friedlander stressed that the project involves good land use and that apartment dwellers contribute to the welfare of the community. He stated that in 1985 there were less than ten complaints from homeowners about sewer problems and that in 1984 there were six complaints, five from the same homeowner. Complaints received by the Department of Transportation (1981 to present) regarding traffic flow problems concerned the intersection of 79th and Ditch rather than the intersection of 79th and Harcourt.

Mrs. Milstein insisted that the sewage and traffic problems have existed for a number of years and reiterated that present-day problems should be remedied.

Three other persons testified in opposition to Proposal No. 431; all resided in the immediate area of the project.

Councillor Journey requested that her two minutes of "comment time" be given to additional persons wishing to testify. President SerVaas ruled to allow Councillor Journey's unusual request; however, two minutes would then be added to the petitioner's time to ensure that both sides would have equal time.

Three area residents testified against passage of Proposal No. 431, stating that there were too many existing sewer/drainage problems and that the project would change the character of the neighborhood.

Mr. Friedlander stated that improvement location permits would be applied for in the future and that the permits would not be granted if the applicable governmental offices felt that the project was going to cause more problems for the area.

Councillor West noted that there may be additional costs to homeowners to alleviate sewer problems caused by the construction of the project and inquired of

Mr. Friedlander what the client was doing to ensure that there would not be extra costs.

It was Mr. Friedlander's opinion that the remonstrators were exaggerating sewer and drainage problems of the area and insisted that if there were going to be that many problems caused by the project then the improvement location permits would not be issued.

Councillor Borst asked Mrs. Milstein what the remonstrators would be willing to consider as a settlement in the zoning dispute.

Mrs. Milstein stated that the remonstrators desired a density of no more than eight units per acre.

Ms. Judy Wurtz, Division of Planning, provided information relative to the Staff Report for 86-Z-73. She explained that the Report basically supported the project because it coincided with the Comprehensive Land Use Plan and that it would be compatible with surrounding development. She confirmed Mr. Friedlander's earlier statement that the proposed density of 10.7 units per acre was less than or identical to other densities of apartment/condominium developments in the area.

Mr. Steve Nielsen, Manager/Administrative Engineering, Department of Public Works, commented that the Department had recently placed certain restrictions on new construction on Indianapolis' northside in order for the Department to do engineering and repair work on sewers on the Northside. He estimated that engineering work should be completed in phases throughout 1987 with construction following in 1988.

President SerVaas explained that the "Yea" votes on Proposal No. 431, 1986, would indicate support for the petitioner. Eighteen "Nay" votes were required to defeat the Metropolitan Development Commission's recommendation for passage.

Proposal No. 431, 1986, was rejected on the following roll call vote; viz:

5 AYES: *Boyd, Cottingham, Howard, Schneider, Williams*

24 NAYS: *Borst, Bradley, Clark, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West*

The Council recessed at 9:15 p.m. and convened at 9:23 p.m.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor SerVaas stated that there were several proposals concerning extensions of expiration dates for previously adopted inducement resolutions listed under the "Special Orders-Priority Business" category of the agenda. The proposals had received a 4-0 "Do Pass" recommendation by the Economic Development Committee at its August 8, 1986, meeting. Councillor SerVaas explained that if there were no objections Councillor Schneider would read each Proposal number and its brief "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. 467, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in December 1985, for Paper Manufacturers Company. PROPOSAL NO. 468, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in December 1985, for Canalwalk Associates. PROPOSAL NO. 469, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in January 1984, for RC of A Retirement Living, Ltd. PROPOSAL NO. 470, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in May 1985, for HPD Partners. PROPOSAL NO. 471, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in May 1985, for William A. Schmadeke. PROPOSAL NO. 472, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in February 1983, for J-C Products Corp. and Aluminum Finishing Corp. PROPOSAL NO. 473, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in May 1985, for Park Place Associates. PROPOSAL NO. 474, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in May 1985, for Sterling Limited Partnership. PROPOSAL NO. 475, 1986, is a resolution extending the expiration

date contained in an inducement resolution adopted in January 1986, for Kosene Acquisitions, Inc. PROPOSAL NO. 476, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in June 1985, for Faris Mailing, Inc.

Councillor Schneider moved, seconded by Councillor Clark, for adoption of Proposal Nos. 467 - 476, 1986. Proposal Nos. 467 - 476, 1986, were adopted on the following roll call vote; viz:

23 AYES: Borst, Boyd, Bradley, Clark, Crowe, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Strader, West

NO NAYS

6 NOT VOTING: Cottingham, Coughenour, Dowden, Page, Stewart, Williams

Proposal No. 467, 1986, was retitled SPECIAL RESOLUTION NO. 98, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 98, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 196, 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. 196, 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 Paper Manufacturers Company (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 468, 1986, was retitled SPECIAL RESOLUTION NO. 99, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 99, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 194, 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. 194, 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 Canalwalk Associates (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 469, 1986, was retitled SPECIAL RESOLUTION NO. 100, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 100, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 7, 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. 7, 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 RC of A Retirement Living Ltd., Series V or an entity to be formed in which Richard T. Conard, M.D. is a partner or shareholder (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 470, 1986, was retitled SPECIAL RESOLUTION NO. 101, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 101, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 81, 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. 81, 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 HPD Partners, an Indiana general partnership, or its assigns or its successors (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 471, 1986, was retitled SPECIAL RESOLUTION NO. 102, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 102, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 80, 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. 80, 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 William A. Schmadeke and/or any to be formed partnership of which he is a partner (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 472, 1986, was retitled SPECIAL RESOLUTION NO. 103, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 103, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 15, 1983 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. 15, 1983 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 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 and Aluminum Finishing Corporation of Indiana and the General Contractor (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March, 1987.

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. 473, 1986, was retitled SPECIAL RESOLUTION NO. 104, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 104, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 76, 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. 76, 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 Park Place Associates (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 474, 1986, was retitled SPECIAL RESOLUTION NO. 105, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 105, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 71, 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. 71, 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 Sterling Limited Partnership d/b/a The Sterling Group (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 475, 1986, was retitled SPECIAL RESOLUTION NO. 106, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 106, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 17, 1986 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. 17, 1986 (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 Kosene Acquisitions, Inc. or a partnership to be formed with David Kosene and Gerald Kosene as general partners (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 476, 1986, was retitled SPECIAL RESOLUTION NO. 107, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 107, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 98, 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. 98, 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 Robert L. Faris, Sr. and/or Waneta Sue Faris or a corporation or partnership in which either of them owns a controlling interest (the "Company") which Special Resolution set an expiration date of August 31, 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 August 31, 1986 contained therein and replacing said date with the date of March 31, 1987.

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. 477, 1986. This proposal is a final bond ordinance authorizing certain amendments concerning previously issued City of Indianapolis, Indiana Economic Development Revenue Bonds (DHC Realty Project). Councillor Schneider explained that the amendments are to reflect DHC Realty selling the project to Health Concepts Corporation. DHC Realty will, however, remain liable on the obligations. The Economic Development Committee on August 8, 1986, recommended Proposal No. 477, 1986, Do Pass by a 4-0 vote. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 477, 1986, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Cottingham, Page*

Proposal No. 477, 1986, was retitled SPECIAL ORDINANCE NO. 28, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 28, 1986

A SPECIAL ORDINANCE authorizing the execution and delivery of a First Amendment To Loan Agreement, concerning the previously issued \$1,075,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (DHC Realty Project).

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") executed and delivered to Merchants National Bank & Trust Company of Indianapolis, as trustee ("Trustee"), a Trust Indenture ("Indenture"), dated as of November 1, 1983, recorded in the office of the Recorder of Marion County, Indiana, pursuant to which the Issuer issued its Economic Development Revenue Bonds, Series A (DHC Realty Project) in the principal amount of One Million Seventy-Five Thousand Dollars (\$1,075,000) ("Bonds"); and

WHEREAS, the Issuer and DHC Realty (the "Original Company") executed and delivered a Loan Agreement, Mortgage and Security Agreement, dated as of November 1, 1983 ("Loan Agreement"), pursuant to which the Issuer loaned the proceeds of the Bonds to the Original Company for the purpose of financing the acquisition and construction of certain nursing home facilities located in Indianapolis, Indiana (the "Project"); and

WHEREAS, pursuant to an Assignment and Assumption Agreement and other related documents, the Original Company has conveyed to Health Concepts Corporation, A Kentucky Corporation (the "Company") all right, title and interest of the Original Company to the Project, the Loan Agreement, and all documents related to and executed in connection with the issuance of the Bonds; and

WHEREAS, in connection with the execution and delivery of the Assignment and Assumption Agreement, the Company has requested the Issuer and the Trustee to approve the amendments included in the First Amendment To Loan Agreement (the "First Amendment To Loan Agreement"); and

WHEREAS, the Indianapolis Economic Development Commission at its meeting on August 6, 1986 was presented with the final form of the First Amendment To Loan Agreement; and

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

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

SECTION 1. It is hereby found that the execution and delivery of the First Amendment to Loan Agreement and the performance of the acts provided for therein previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-11.9 and 36-7-12.

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

SECTION 3. The Bonds shall continue to never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The Mayor and City Clerk are authorized and directed to execute the First Amendment to Loan Agreement approved herein, and its execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The City Clerk or City Controller are authorized to arrange for the delivery of such First Amendment to Loan

Agreement. The Mayor and City Clerk may by their execution of the First Amendment to Loan Agreement approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(11).

SECTION 5. The provisions of this ordinance and the First Amendment to Trust Indenture shall constitute a contract binding between the City of Indianapolis and the holder of the Bonds and after the execution and delivery of the First Amendment to Loan Agreement 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 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 478, 1986. This proposal is a final bond ordinance authorizing the issuance of \$325,000 Economic Development Revenue Bonds for Four B's Partnership. Councillor Schneider explained that bond documents include a Bond Purchase Agreement with Provident National Bank (for 75 percent of prime rate of interest), Loan Agreement, First Mortgage Note, and Guaranty Agreement. Payments will be \$1,825.84 each for 177 months with the final payment being \$1,826.32. The Economic Development Committee on August 8, 1986, recommended Proposal No. 478, 1986, Do Pass by a 4-0 vote. Councillor Schneider moved, seconded by Councillor Howard, for adoption. Proposal No. 478, 1986, was adopted on the following roll call vote; viz:

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

2 NOT VOTING: *Cottingham, Page*

Proposal No. 478, 1986, was retitled SPECIAL ORDINANCE NO. 29, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 29, 1986

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond (Four B's Partnership Real Estate Project No. 2)" in the principal amount of Three Hundred Twenty Five Thousand Dollars (\$325,000) 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 Four B's Partnership and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on August 6, 1986 pursuant to IC 36-7-12-24 and Section 103 of the Internal Revenue Code of 1954, as amended, 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 Four B's Partnership (the "Company") to wit: the economic development facilities being partially financed by the City by the Bond consist of the acquisition, renovation, installation, and equipping of an existing building containing approximately 25,000 square feet plus the construction and equipping of an approximately 18,000 square foot addition thereto located on approximately 10 acres of land at 1644 West Edgewood Avenue, Indianapolis, Indiana ("the Project" site) all of which will be leased to Landis Leasing, Inc. and sub-leased to Taloren, Ltd. d/b/a Midwest National Division for the operation of a motor freight terminal, including maintenance of equipment and related warehousing; the acquisition, construction installation and equipping of various site improvements and the acquisition of certain land at the facilities; and the acquisition of machinery, equipment, fixtures and furnishings for use in the facilities (the "Project") which will be initially owned by Four B's Partnership complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively the "Act") and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Bond Purchase Agreement between the City and Provident National Bank, Loan Agreement and Mortgage, First Mortgage Note, Guaranty Agreement and the form of the City of Indianapolis, Indiana Economic Development Revenue Bond (Four B's Partnership Real Estate Project No. 2) (the "Bond") (hereinafter referred to collectively as the "Financing Documents") 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 Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the revenue bond, the loan of the net proceeds thereof to the Company for the purposes of financing the Project, and the repayment of said loan by the 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 the Act.

SECTION 2. The forms of the Financing Documents 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 Financing Documents 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 (Four B's Partnership Real Estate Project No. 2) in the principal amount of Three Hundred Twenty Five Thousand Dollars (\$325,000) for the purpose of procuring funds to loan to the Company in order to partially finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the

Financing Documents incorporated herein by reference, which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount of Three Hundred Twenty Five Thousand Dollars (\$325,000) which will be executed and delivered by Four B's Partnership to evidence and secure said loan and as otherwise provided in the above described Financing Documents. 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 of interest as set forth in the Financing Documents.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk 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 purchase or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bond or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(11).

SECTION 6. The City of Indianapolis elects to issue the Bond pursuant to the \$10,000,000 small issue exemption set out in Section 103(b)(6)(D) of the Internal Revenue Code of 1954, as amended.

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Bond 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 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Schneider moved to advance Proposal No. 331, 1986. Consent was given.

PROPOSAL NO. 331, 1986. This proposal is a final bond ordinance authorizing certain amendments concerning previously issued City of Indianapolis, Indiana Economic Development Revenue Bonds (Indiana Sports Corporation). Proposal No. 331 had received a 5-0-1 Do Pass recommendation from the Economic Development Committee on June 18, 1986. Councillor Schneider noted that Proposal

No. 331 had been postponed in Council since June 23, 1986, and that now the company was able to proceed. Councillor Schneider moved to substitute the original version of Proposal 331, 1986, with an amended version. Consent was given.

Councillor Schneider moved, seconded by Councillor Gilmer, for adoption of Proposal No. 331, 1986, As Amended. Proposal No. 331, 1986, As Amended, was adopted on the following roll call vote; viz:

22 AYES: *Bradley, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, West*

NO NAYS

7 NOT VOTING: *Borst, Boyd, Crowe, Howard, Page, Shaw, Williams*

Proposal No. 331, 1986, As Amended, was retitled SPECIAL ORDINANCE NO. 30, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 30, 1986

A SPECIAL ORDINANCE authorizing the execution and delivery of an Assignment and Assumption Agreement concerning the previously issued \$15,000,000 City of Indianapolis, Indiana Economic Development Mortgage Revenue Bonds (Indiana Sports Corporation Project).

WHEREAS, Indiana Sports Corporation, an Indiana not-for-profit corporation (the "Assignor") entered into a Loan Agreement dated as of December 1, 1985, with the City of Indianapolis, Indiana, a municipal corporation organized and existing under the laws of the State of Indiana (the "City") the "Loan Agreement") in connection with the issuance by the City of its Economic Development Mortgage Revenue Bonds (Indiana Sports Corporation Project) in the aggregate principal amount of \$15,000,000 (the "Bonds"), the proceeds of which were loaned to Assignor by the City to facilitate the acquisition, construction, installation and equipping of the "Project" (as defined in the Loan Agreement); and

WHEREAS, the Assignor, the City and The Indiana National Bank, a national banking association with its principal office located in Indianapolis, Indiana, as Trustee (the "Trustee") entered into a Mortgage, Security Agreement and Trust Indenture, dated as of December 1, 1985, recorded in the Office of the Marion County Recorder on December 27, 1985 as Instrument No. 85-114203 (the "Indenture"), securing the payment of the principal of and interest premium, if any, on the Bonds with a mortgage on the real property including a part of the Project and the "Project Site" (as defined in the Loan Agreement) and a security interest in certain collateral described in the Indenture; and

WHEREAS, the Assignor, the City and American Fletcher National Bank and Trust Company, a national banking association with its principal office located in

Indianapolis, Indiana ("American"), The Indiana National Bank, a national banking association with its principal office located in Indianapolis, Indiana ("Indiana"), and Merchants National Bank & Trust Company of Indianapolis, a national banking association with its principal office located in Indianapolis, Indiana ("Merchants"), as Bondholders (American, Indiana and Merchants shall hereinafter collectively be referred to as the "Bondholders") entered into a Bond Purchase Agreement, dated as of December 1, 1985 (the "Bond Purchase Agreement"), whereby the City agreed to sell the Bonds to the Bondholders and the Bondholders agreed to purchase the Bonds; and

WHEREAS, the Assignor issued its promissory note (the "Note") pursuant to the Loan Agreement and the Indenture to evidence its payment obligations with respect to the Bonds; and

WHEREAS, the Bondholders own all of the outstanding Bonds; and

WHEREAS, the Assignor has agreed with Square 88 Garage Ltd., an Indiana limited partnership (the "Assignee"), which will be composed of B & D Associates, an Indiana limited partnership, the general partners of which are Robert A. Borns, Sandra S. Borns, James E. Dora, Melvin Ronald Reader and J. Timothy Worthington and the limited partner of which is Sandra S. Borns, as the general partner and the Assignor as the limited partner, to assign to the Assignee all of the Assignor's right, title and interest in and to the Loan Agreement, the Indenture, the Bond Purchase Agreement, the Collateral Assignment, the Project and the Project Site, and the Assignee has agreed to assume all of the obligations and duties of the Assignor under such documents, the Note and the Bonds, as such may be simultaneously with the execution and delivery of an Assignment and Assumption Agreement among the Assignor, the Assignee, the City, the Trustee, and the Bondholders (the "Assignment and Assumption Agreement") supplemented and amended, and the ownership of the Project and the Project Site; and

WHEREAS, no current or former member of the City-County Council of the City of Indianapolis and of Marion County, Indiana now has or has had in the past any pecuniary interest in any employment, finance agreement or other contract made under the provisions of IC 36-7-11.9 and IC 36-7-12 and related to the Project or to the Bonds, including without limitation the Assignment and Assumption Agreement.

WHEREAS, the Indianapolis Economic Development Commission at its meeting on May 7, 1986 was presented the Assignment and Assumption Agreement; and

WHEREAS, the Assignment and Assumption Agreement evidences and confirms the Assignor's and the Assignee's agreement and consent to the transfer of any interest the Assignor holds under the Loan Agreement, the Indenture, the Bond Purchase Agreement, the Collateral Assignment, the Project and the Project Site to the Assignee, and the assumption by the Assignee of all obligations of the Assignor under such documents and the Note and the Bonds, as such may be simultaneously with the execution and delivery of the Assignment and Assumption Agreement supplemented and amended, and the ownership of the Project and the Project Site; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Assignment and Assumption Agreement presented to it 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 execution and delivery of the Assignment and Assumption Agreement and the performance of the acts provided for therein previously approved in a prior form by the Indianapolis Economic Development Commission now presented to this City-County Council will be of benefit to the health, prosperity, economic stability, general welfare and public interest of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-11.9 and 36-7-12 (collectively the "Act").

SECTION 2. The form of the Assignment and Assumption Agreement, presented to the City-County Council, a prior version of which was approved by the Indianapolis Economic Development Commission is approved and such document 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 Assignment and Assumption Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. 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 Mayor and City Clerk are authorized and directed to execute the Assignment and Assumption Agreement approved herein, and its execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The City Clerk or City Controller are authorized to arrange for the delivery of such Assignment and Assumption Agreement. The Mayor and City Clerk may by their execution of the Assignment and Assumption Agreement approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(11).

SECTION 5. Nothing in the Assignment and Assumption Agreement shall be deemed to affect the rights, remedies and relations of the City, the Company, the Bondholders, and the Trustee under the Loan Agreement, the Bond Purchase Agreement, the Collateral Assignment, the Indenture, except as stated in the Assignment and Assumption Agreement.

SECTION 6. The provisions of this ordinance and the Assignment and Assumption Agreement shall constitute a contract binding between the City of Indianapolis and the holder of the Bonds and after the execution and delivery of the Assignment and Assumption Agreement 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 NOS. 500 - 508, 1986. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on August 7, 1986". No action was taken by the Council on Proposal Nos. 500 - 508, 1986, and the proposals were deemed adopted. Proposal Nos. 500 - 508, 1986, were retitled REZONING ORDINANCE NOS. 116 - 124, 1986, and read as follows:

**REZONING ORDINANCE NO. 116, 1986. 86-Z-62 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
7102 EAST TROY AVENUE (REAR), INDIANAPOLIS.**

Department of Transportation requests the rezoning of 5.0 acres, being in the A-2 district, to the SU-9 classification, to provide for a maintenance and repair garage and salt storage facility.

**REZONING ORDINANCE NO. 117, 1986. 86-Z-104 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18
6450 WEST OHIO STREET, INDIANAPOLIS.**

Wayne Township Fire Department, Incorporated, by William E. Suess, requests the rezoning of 0.75 acre, being in the A-2 and SU-9 district, to the SU-9 classification, to permit construction of new headquarters, administrative building, warehouse and maintenance shop for the Department.

**REZONING ORDINANCE NO. 118, 1986. 86-Z-114 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
5245 PACIFIC STREET, INDIANAPOLIS.**

Pacific Avenue Associates, by Brian J. Touhy, request the rezoning of 14 acres, being in the C-1 and SU-1 districts, to the C-S classification, to allow for development of an office park with 2 one-story office buildings, 2 one-story office-warehouse buildings and existing church building to be remodeled and used for light assembly of computer component parts.

**REZONING ORDINANCE NO. 119, 1986. 86-Z-116 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
651 EAST SOUTHPORT ROAD, INDIANAPOLIS.**

Marvin C. Christie and Howard Nettles request the rezoning of 0.56 acre, being in the A-2 district, to the C-3 classification, to permit commercial use.

**REZONING ORDINANCE NO. 120, 1986. 86-Z-118 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18
602 NORTH HIGH SCHOOL ROAD, INDIANAPOLIS.**

Metropolitan Development Commission requests the rezoning of 6.0 acres, being in the C-1 and A-2 districts, to the SU-1 classification, to correct a mapping error.

**REZONING ORDINANCE NO. 121, 1986. 86-Z-120 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 17
2660 LAFAYETTE ROAD, INDIANAPOLIS.**

Steak -N- Shake, Incorporated, requests the rezoning of 1.35 acres, being in the D-5 district, to the C-4 classification, to allow construction of a drive-up window to existing restaurant and to conform zoning to its use.

**REZONING ORDINANCE NO. 122, 1986. 86-Z-121 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
8046 SOUTH MERIDIAN STREET, INDIANAPOLIS.**

EMRO Marketing Company, Central Division, requests the rezoning of 0.91 acre, being in the SU-2 district, to the C-3 classification, to conform zoning to its use as a gas station and to permit improvements.

**REZONING ORDINANCE NO. 123, 1986. 86-Z-127 (86-DP-10) WASHINGTON
TOWNSHIP
COUNCILMANIC DISTRICT NO. 4**

5011 EAST FALL CREEK ROAD, INDIANAPOLIS.

LKI Holdings, Incorporated, by Mark Bell, requests the rezoning of 0.85 acre, being in

the A-2 district, to the D-P classification, to allow an amendment to the plan approved under 73-Z-311 to include this lot in the planned unit development.

REZONING ORDINANCE NO. 124, 1986. 86-Z-129 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 2

7801 HARCOURT ROAD, INDIANAPOLIS.

Charles R. Davis and Harcourt Associates, by Wilson S. Stober, request the rezoning of 25.26 acres, being in the D-6II district, to the D-5 classification, to provide for the development of single-family residences.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 449, 1986, appropriates \$4,920 for the Department of Parks and Recreation, Eagle Creek Division, to provide additional recreational programming from funds donated by the Lilly Foundation. PROPOSAL NO. 450, 1986, appropriates \$70,080 for the Department of Parks and Recreation, Community Recreation Division, to provide additional recreational programming from funds donated by the Lilly Foundation. PROPOSAL NO. 451, 1986, appropriates \$20,000 for the Department of Parks and Recreation, Administration Division, to provide additional recreational programming from funds donated by the Lilly Foundation. Councillor Durnil explained that the appropriation from Proposal No. 449 would be used for a community rowing program at Eagle Creek Park; the appropriation from Proposal No. 450 would be used for six different recreational programs; and the appropriation from Proposal No. 451 would be used for additional recreational programs associated with the "PAL Club". The Parks and Recreation Committee on August 13, 1986, recommended Proposal No. 449, 1986, Do Pass by a 3-0 vote and Proposal Nos. 450 and 451, 1986, Do Pass by a 4-0 vote. The President called for public testimony at 9:33 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Journey, for adoption. Proposal Nos. 449, 450 and 451, 1986, were adopted on the following roll call vote; viz:

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

NO NAYS

4 NOT VOTING: *Boyd, Clark, Dowden, Hawkins*

Proposal No. 449, 1986, was retitled FISCAL ORDINANCE NO. 82, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Four Thousand Nine Hundred and Twenty Dollars (\$4,920) in the Park General Fund for purposes of the Department of Parks and Recreation, Eagle Creek Division, and reducing the unappropriated and unencumbered balance in the Park 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 1.01 of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Eagle Creek Division, to provide additional recreational programming from funds donated by the Lilly Foundation.

SECTION 2. The sum of Four Thousand Nine Hundred Twenty Dollars (\$4,920) 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 PARKS AND RECREATION

EAGLE CREEK DIVISION

1. Personal Services
4. Capital Outlay
TOTAL INCREASE

PARK GENERAL FUND

\$1,920
3,000
\$4,920

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

Unappropriated and Unencumbered

Park General Fund
TOTAL REDUCTION

PARK GENERAL FUND

\$4,920
\$4,920

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

Proposal No. 450, 1986, was retitled FISCAL ORDINANCE NO. 83, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Seventy Thousand Eighty Dollars (\$70,080) in the Park General Fund for purposes of the Department of Parks and Recreation, Community Recreation Division, and reducing the unappropriated and unencumbered balance in the Park 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 1.01 of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Community Recreation Division, to provide additional recreational programming from funds donated by the Lilly Foundation.

SECTION 2. The sum of Seventy Thousand Eighty Dollars (\$70,080) 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 PARKS AND RECREATION	
<u>COMMUNITY RECREATION DIVISION</u>	<u>PARK GENERAL FUND</u>
3. Other Services & Charges	\$70,080
TOTAL INCREASE	\$70,080

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	\$70,080
TOTAL REDUCTION	\$70,080

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

Proposal No. 451, 1986, was retitled **FISCAL ORDINANCE NO. 84, 1986**, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 1986

A **FISCAL ORDINANCE** amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Twenty Thousand Dollars (\$20,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park 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 1.01 of the City-County Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Administration Division, to provide additional recreational programming from funds donated by the Lilly Foundation.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) 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 PARKS AND RECREATION

ADMINISTRATION DIVISION

3. Other Services & Charges

TOTAL INCREASE

PARK GENERAL FUND

\$20,000

\$20,000

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

Unappropriated and Unencumbered

Park General Fund

TOTAL REDUCTION

PARK GENERAL FUND

\$20,000

\$20,000

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

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 238, 1986. This proposal appropriates \$300,000 for the Department of Parks and Recreation, Administration Division, for the expansion of the Major Taylor Velodrome facilities. On July 24, 1986, the Parks and Recreation Committee recommended Proposal No. 238, 1986, Do Pass, As Amended, by a 5-0 vote. Councillor Durnil explained that the amendment was to reduce the appropriation to \$200,000.

It was Councillor Williams' opinion that the expansion project has good merits but that the private sector should have contributed to the cost of the expansion.

The President called for public testimony at 9:36 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Journey, to adopt the amended version of Proposal No. 238, 1986. The motion was carried by Consent.

Councillor Durnil moved, seconded by Councillor Journey, for adoption of Proposal No. 238, 1986, As Amended. Proposal No. 238, 1986, As Amended, was adopted on the following roll call vote; viz:

27 AYES: 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, West
 2 NAYS: Strader, Williams

Proposal No. 238, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 85, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 85, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the Park Land Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park Land Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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 for the expansion of the Major Taylor Velodrome Facilities.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) 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 PARKS AND RECREATION

ADMINISTRATION DIVISION

PARK LAND FUND

4. Capital Outlay

\$200,000

TOTAL INCREASE

\$200,000

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

PARK LAND FUND

Unappropriated and Unencumbered

Park Land Fund

\$200,000

TOTAL REDUCTION

\$200,000

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. 161, 1986. This proposal amends the Code regarding the Community Relations Office. Councillor Dowden stated that Proposal 161 brings the

Code into conformance with current practice. The Public Safety and Criminal Justice Committee on August 15, 1986, recommended Proposal No. 161, 1986, Do Pass by a 6-0 vote. Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 161, 1986, was adopted on the following roll call vote; viz:

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

1 NAY: *Durnil*

2 NOT VOTING: *Crowe, Schneider*

Proposal No. 161, 1986, was retitled GENERAL ORDINANCE NO. 88, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and of Marion County, Indiana", by amending Sec. 8 of Part IV of Appendix B to change the procedure followed when complaints are received by the Community Relations Office.

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

SECTION 1. Section 8 of Part IV of Appendix B of the "Code of Indianapolis and of Marion County, Indiana" is hereby amended by deleting the words crosshatched and inserting the words underlined as follows:

Sec. 8. Community relations office.

There shall be created the community relations office as part of the department of public safety and the director of public safety shall appoint as director of said office a civilian attorney admitted to the practice of law in the State of Indiana. Said attorney shall be appointed for a term of four (4) years and shall serve at the pleasure of the director of public safety. Any complaint of a citizen against a police officer alleging that the officer used profane and abusive language or gestures toward the complainant, used excessive force to effect the arrest of the complainant, intentionally destroyed or damaged the real or personal property of the complainant, exceeded his/her authority as a police officer, acted in violation of Indianapolis Police Department rules and regulations or orders may be filed in writing with the office hereby created.

Said attorney shall be responsible for receiving, processing and investigating said complaint, and presenting said complaint and evidence in support thereof to the complaint review board as herein authorized if the matter complained of cannot be settled by means of conciliation.

The director of public safety shall authorize the employment of such clerks, stenographers and other employees as are necessary to discharge the duties of the community relations office.

Complaints classified as "sustained" after investigation shall not be presented to the complaint review board and shall be resolved summarily with the complainant by the director of the community relations office. All other complaints processed by the community relations office shall be resolved in the following manner: The director of the community relations office shall first endeavor to settle such complaints by means of informal conciliation. If such conciliation fails, the director of the community relations office may present the complaint to the complaint review board, which board shall be composed of the director of public safety, and two (2) officers of appointed rank. The complaint review board shall conduct an informal administrative hearing on the complaint. The complaint review board shall fix the time and place of such hearing. The community relations office shall give formal written notice to all parties and witnesses at least fifteen (15) days in advance of the scheduled hearing, providing the hearing shall be held within ~~sixty (60)~~ one hundred eighty (180) calendar days from the date the complaint is accepted by the office.

The complaint review board shall have no disciplinary powers. Any officer ordered to appear before the complaint review board may be represented by counsel. After hearing the evidence, the complaint review board shall, by majority vote, determine whether or not such complaint shall be presented to the chief of police for further action, if any, pursuant to Part III of Appendix B of the Code of Indianapolis and Marion County, Indiana.

SECTION 2. (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 3. 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 and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NO. 452, 1986. This proposal makes election to use county option income tax revenues of \$2,176,000 to fund MECA for 1987. Councillor Dowden explained that the Council must inform the State of Indiana by September 1, 1986, of its intentions for the use of Local Option Income Tax revenues in 1987. The Public Safety and Criminal Justice Committee on August 15, 1986, recommended Proposal No. 452, 1986, Do Pass by a 5-0 vote. Councillor Dowden moved, seconded by Councillor Journey, for adoption.

Councillor Curry stated that he was seeking additional information pertaining to MECA.

Councillor Dowden reiterated that the State's deadline was September 1, 1986. He added that all Councillors were welcome to attend a meeting of the Public Safety and Criminal Justice Committee tentatively scheduled for August 25, 1986, where the Committee would discuss MECA in detail.

Proposal No. 452, 1986, was adopted on the following roll call vote; viz:

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

2 NOT VOTING: *Coughenour, Rhodes*

Proposal No. 452, 1986, was retitled SPECIAL ORDINANCE NO. 31, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 31, 1986

A SPECIAL ORDINANCE electing to fund MECA in 1987 with County Option Income Tax Revenues.

WHEREAS, IC 36-8-15-19(b) provides that the City-County Council may elect to fund the operation of a public safety communications systems and computer facilities special taxing district from part of the certified distribution the county is to receive during a particular calendar year under IC 6-3.5-6-17; and

WHEREAS, the Marion County Metropolitan Emergency Communications Agency is such a district; and

WHEREAS, to make such an election for 1987, the City-County Council, prior to September 1, 1986, must pass an ordinance specifying the amount of the certified distribution to be used to fund the district; now, therefore:

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

SECTION 1. The City-County Council hereby elects to fund the operation of the Marion County Metropolitan Emergency Communications Agency from part of the certified distribution the county is to receive under IC 6-3.5-6-17.

SECTION 2. The amount of the certified distribution to be used for this purpose is \$2,175,674.00.

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

The President recessed the City-County Council for purposes of convening the Police Special Service District at 9:49 p.m. A quorum being present, the President called the Police Special Service District Council to order at 9:49 p.m.

SPECIAL SERVICE DISTRICT COUNCILS

POLICE SPECIAL SERVICE DISTRICT

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 453, 1986. This proposal appropriates \$25,000 for the Department of Public Safety, Police Division, to fund programs for the Indianapolis Police Athletic League from funds donated by Lilly Endowment. Councillor Dowden moved to postponed Proposal No. 453, 1986, until the September 8, 1986, meeting of the Council. Consent was given.

There being no further business for the Police Special Service District Council, the President reconvened the City-County Council at 9:51 p.m.

NEW BUSINESS

ANNOUNCEMENTS AND ADJOURNMENTS

President SerVaas stated that a member of the audience had requested to speak to the Council and that if there were no objections voiced from any Councillor that the person would be allowed to address the Council for a few brief moments.

Ms. Gale B. Schrieber explained that she is President of The Waterfront Society, a citizens' lobbying organization and that the Society is concerned about the need for

improved mass transit in Indianapolis as a solution to parking problems. Ms. Schrieber stated that building more parking lots in the downtown area will only encourage motorists to drive downtown, thus aggravating the congestion/pollution problem. She added that consumer complaints of routing, scheduling and safety should be given careful consideration.

There being no further business, upon motion duly made and seconded the meeting adjourned at 9:54 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 18th day of August, 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)