

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

REGULAR MEETINGS, MONDAY, OCTOBER 13, 1986

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:00 p.m., on Monday, October 13, 1986, with Councillor SerVaas presiding.

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

ROLL CALL

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

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

ABSENT: Curry, Gilmer

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

INTRODUCTION OF GUESTS AND VISITORS

ADOPTION OF THE AGENDA

Consent was given to the adoption of the agenda of the City-County Council and the Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils for October 13, 1986, as distributed.

OFFICIAL COMMUNICATIONS

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

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

Ladies and Gentlemen:

You are hereby notified that **REGULAR MEETINGS** of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, October 13, 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

September 30, 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, October 2, 1986, a copy of **NOTICE TO TAXPAYERS** of a Public Hearing on Proposal Nos. 170, 576 and 604, 1986, to be held on Monday, October 13, 1986, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippey
City Clerk

October 6, 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. Rippey, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 89, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating amounts necessary to defray expenses for the operation of every facet of government of the Consolidated City of Indianapolis and of Marion County, for the calendar and fiscal year beginning January 1, 1987, and ending December 31, 1987, establishing the method of financing such expenses by allocating anticipated revenues and expenses, and establishing salaries, wages, and compensation rates and limitations with respect to certain employees of the City and County, levying taxes and fixing the rates of taxation for the purpose of raising revenue to meet the necessary expenses of Indianapolis and Marion County Government and its institutions for the calendar year 1987.

FISCAL ORDINANCE NO. 90, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Thirty-eight Thousand Three Hundred Eighteen Dollars (\$38,318) in the County General Fund for purposes of the Marion County Sheriff and reducing the unappropriated and unnumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 91, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Three Thousand Two Hundred Fifteen Dollars (\$3,215) in the State and Federal Grant Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing certain other appropriations for that court.

FISCAL ORDINANCE NO. 92, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating One Thousand Fifty-five Dollars (\$1,055) in the County General Fund for purposes of the Marion County Superior Court, Civil Division, Room 7, and reducing certain other appropriations for that court.

FISCAL ORDINANCE NO. 93, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating One Million Dollars (\$1,000,000) in the Arterial Road and Street Fund for purposes of the Department of Transportation, Transportation Division, and reducing certain other appropriations for that department.

GENERAL ORDINANCE NO. 93, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated, Section 29-267, Parking prohibited at all times on certain streets, and Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 94, 1986, amending the Chapter 29 of the "Code of Indianapolis and Marion County, Indiana" concerning parking meters.

GENERAL ORDINANCE NO. 95, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-331, Passenger and materials loading zones.

GENERAL ORDINANCE NO. 96, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 97, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-267, Parking prohibited at all times on certain streets and Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 98, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 99, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL RESOLUTION NO. 8, 1986, reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1987, and ending December 31, 1987, and fixing a time when this resolution shall take effect.

GENERAL RESOLUTION NO. 9, 1986, reviewing, modifying and approving the operating of the Capital Improvement Board of Managers of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Board of Managers for the fiscal year beginning January 1, 1987, and ending December 31, 1987, and fixing a time when this resolution shall take effect.

GENERAL RESOLUTION NO. 10, 1986, reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1987, and ending December 31, 1987, and fixing a time when this resolution shall take effect.

GENERAL RESOLUTION NO. 11, 1986, 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 establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Library Board for the fiscal year beginning January 1, 1987, and ending December 31, 1987.

GENERAL RESOLUTION NO. 12, 1986, reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Transportation Corporation Board for the fiscal year beginning January 1, 1987, and ending December 31, 1987, and fixing a time when this resolution shall take effect.

SPECIAL RESOLUTION NO. 112, 1986, memorializing A. Clark Elmore.

COUNCIL RESOLUTION NO. 31, 1986, appointing Robert L. Wilson to the Community Corrections Advisory Board.

COUNCIL RESOLUTION NO. 32, 1986, appointing Stephen R. Wills to the Community Corrections Advisory Board.

COUNCIL RESOLUTION NO. 33, 1986, appointing Donald Eugene Burdsall to the Community Corrections Advisory Board.

Respectfully submitted,

s/William H. Hudnut, III

October 6, 1986

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE POLICE SPECIAL SERVICE DISTRICT OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the Police Special Service District, Mrs. Beverly S. Rippey, the following ordinance:

FISCAL ORDINANCE NO. 3, 1986, creating the annual budget of the Police Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1987, and ending December 31, 1987, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Police District and the Police Pension Fund and fixing and establishing the annual rate of taxation and tax levy for the year 1987, for each fund for which a special tax levy is authorized and fixing a time when this ordinance shall take effect.

Respectfully submitted,

s/William H. Hudnut, III

October 6, 1986

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE FIRE SPECIAL SERVICE DISTRICT 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 Fire Special Service District, Mrs. Beverly S. Rippey, the following ordinance:

FISCAL ORDINANCE NO. 1, 1986, creating the annual budget of the Fire Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1987, and ending December 31, 1987, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Fire District and the Fire Pension Fund and fixing and establishing the annual rate of taxation and tax levy for the year 1987, for each fund for which a special tax levy is authorized and fixing a time when this ordinance shall take effect.

Respectfully submitted,

s/William H. Hudnut, III

October 6, 1986

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT 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 Solid Waste Collection Special Service District, Mrs. Beverly S. Rippy, the following ordinance:

FISCAL ORDINANCE NO. 1, 1986, creating the annual budget of the Solid Waste Collection Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1987, and ending December 31, 1987, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Solid Waste District and fixing and establishing the annual rate of taxation and tax levy for the year 1987, for each fund for which a special tax levy is authorized and fixing a time when this ordinance shall take effect.

Respectfully submitted,

s/William H. Hudnut, III

ADOPTION OF JOURNALS

President SerVaas called for additions or corrections to the Journal of June 23, 1986. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 623, 1986, honors David E. Carley. Councillor Miller, co-sponsor of Proposal No. 623 along with Councillor Borst, read the resolution and presented a framed copy to Mr. Carley. Mr. Carley expressed appreciation for receiving the resolution and stated that while serving as Director of the Department of Metropolitan Development, he had attempted to improve communications between the Department and the Council. Councillor Miller moved, seconded by Councillor Borst, for adoption. Proposal No. 623, 1986, was adopted by Unanimous Voice Vote, retitled SPECIAL RESOLUTION NO. 113, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 113, 1986

A SPECIAL RESOLUTION honoring David E. Carley.

WHEREAS, David E. Carley began his career with the City of Indianapolis on August 20, 1970; and

WHEREAS, Mr. Carley started with the City as a Planner in the Division of Planning, moving from there to become Deputy Administrator of Urban Renewal and then to become the Administrator of the Economic and Housing Development Division; and

WHEREAS, David Carley became Director of the Department of Metropolitan Development in 1982, accomplishing among other tasks the renovation of the Union Station project, the revitalization of West Washington Street, the Canal Redevelopment project and the initial phases necessary for the Downtown Retail Mall; and

WHEREAS, David E. Carley resigned from public service October 3, 1986, to join the private sector as a development services consultant; 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 extends its deepest appreciation to David E. Carley for his years of excellent service to the Council, the City, and to all citizens of Indianapolis and Marion County.

SECTION 2. The Council further extends its best wishes to Mr. Carley in his new endeavor.

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. 624, 1986. This proposal was withdrawn.

PROPOSAL NO. 625, 1986, welcomes Joe O'Malia's to downtown Indianapolis. Councillor Williams, sponsor of Proposal No. 625, read the resolution and presented a framed copy to Mr. Danny O'Malia who, on behalf of his father (Joe O'Malia) and the corporation's approximately 950 employees, thanked the Council for the resolution. Councillor Williams moved, seconded by Councillor Journey, for adoption of Proposal No. 625, 1986. Proposal No. 625, 1986, was adopted by Unanimous Voice Vote, retitled SPECIAL RESOLUTION NO. 115, 1986, and reads as follows:

CITY-COUNTY COUNCIL SPECIAL RESOLUTION NO. 115, 1986

A SPECIAL RESOLUTION welcoming Joe O'Malia's to downtown Indianapolis.

WHEREAS, downtown Indianapolis residents have been without a full service grocery store in the Mile Square for many years; and

WHEREAS, many people have recently found the advantages of city living to be an attractive lifestyle and have made the decision to live downtown in ever increasing numbers; and

WHEREAS, Joe O'Malia's Food Stores commitment to the residents of downtown Indianapolis was the keystone which has provided the development of the newly renovated Sears store at 300 North Alabama; and

WHEREAS, the opening of the new Joe O'Malia's store has added another positive dimension to the quality of life of downtown residents; 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 welcomes Joe O'Malia's Food Stores to downtown Indianapolis.

SECTION 2. The Council further extends its appreciation to Joe O'Malia's for becoming a partner in the creation of a new and exciting downtown.

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. 626, 1986, honors Congressman Andy Jacobs. PROPOSAL NO. 627, 1986, honors Senator Richard G. Lugar. PROPOSAL NO. 628, 1986, honors Senator Dan Quayle. PROPOSAL NO. 640, 1986, honors Congressman Phil Sharp. Councillor Howard, sponsor of the resolutions, explained that all commended actions of the elected officials for voting affirmatively to override the presidential veto of the law that would establish economic sanctions against the government of South Africa for its practice of apartheid. Councillor Howard moved, seconded by Councillor Page, for adoption of Proposal Nos. 626, 627, 628 and 640, 1986. The President called for a voice vote; the Nays prevailed and, Proposal Nos. 626, 627, 628 and 640, 1986, were defeated.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 610, 1986. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$400 for the Franklin Township Assessor to reclassify copy machine expenditures per instructions from the Auditor"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 611, 1986. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$2,500,000 for the Department of Metropolitan Development, Economic and Housing Development Division, to renovate a historic transportation facility to provide pedestrian circulation in the northwest quadrant of the Regional Center and to create a pedestrian and water corridor with attractive amenities to attract private development"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 612, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$3,294 for the Superior Court, Civil Division, Room 5, to upgrade two typewriters and to purchase an electric typewriter with stand"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 613, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$30,000 for the Forensic Services Agency to pay for leasing of instrumentation"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 614, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$50,000 and amends the personnel schedule for the Marion County Juvenile Detention Center to purchase miscellaneous medical supplies and equipment for necessary maintenance services"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 615, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$12,000 and amends the personnel schedule for the Marion County Superior Court, Juvenile Division, to fund increased outside legal fees and to purchase office supplies including tapes for court reporting"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 616, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,545 for the Marion County Superior Court, Juvenile Division, to fund Guard-

ian Ad Litem fees”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 617, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE appropriating \$12,000 for the Marion County Superior Court, Juvenile Division, to purchase computer equipment and software”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 618, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring and appropriating \$44,200 and amends the personnel schedule for the Presiding Judge of the Municipal Court to fund public defenders on a contractual basis for the fourth quarter of 1986”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 619, 1986. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a FISCAL ORDINANCE transferring and appropriating \$25,406 for the Marion County Law Library to cover an anticipated budget deficit in the book budget”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 620, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Transportation”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 621, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at Euclid Avenue and 20th Street”; and the President referred it to the Transportation Committee.

PROPOSAL NO. 622, 1986. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking control changes on 46th Street, from Mission Drive to Brook Hollow Boulevard”; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 605, 1986. This proposal is a final bond ordinance authorizing the issuance of its \$3,700,000 Economic Development Revenue Bond for Lifelines of Indianapolis. Councillor Schneider reviewed the project as the acquisition, construction and equipping of a building located on a site in the St. Vincent's Office Park (adjacent to 1717 West 86th Street), which will be used as a sub-acute/superskilled facility for the care of infants, toddlers and adolescents up to sixteen years of age. The facility is designed to care for technology dependent children, children with subacute illness and injury, and mentally retarded, developmentally disabled or multiple handicapped children with medical problems. Anticipated lengths of stay range from seven days to nine months. Bond financing contains the following documents: Bond Purchase Agreement, Indenture of Trust, Loan Agreement, Mortgage and Security Agreement, Assignment of Rents and Leases, Arbitrage Regulation Agreement, and Guaranty Agreement. The interest rate will be 8-1/2% per annum. Payments on the principal will be \$28,460 monthly, with a final maturity of October 1, 2016. The Capital Holding Corporation will be purchasing the bonds. The Economic Development Committee on October 9, 1986, recommended Proposal No. 605, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Clark, for adoption of Proposal No. 605, 1986. Proposal No. 605, 1986, was adopted on the following roll call vote; viz:

22 AYES: Borst, Boyd, Bradley, Clark, Coughenour, Crowe, Durnil, Giffin, Hawkins, Holmes, Howard, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, Williams

NO NAYS

7 NOT VOTING: Cottingham, Curry, Dowden, Gilmer, Journey, Nickell, West

Proposal No. 605, 1986, was retitled SPECIAL ORDINANCE NO. 35, 1986, and reads as follows:

CITY-COUNTY COUNCIL SPECIAL ORDINANCE NO. 35, 1986

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue and sell its "Economic Development Revenue Bond (Lifelines of Indianapolis Project)" in the principal amount of \$3,700,000 and approving and authorizing other actions in respect thereto.

STATEMENT OF PURPOSE AND INTENT

WHEREAS, the City of Indianapolis, Indiana (hereinafter called the "Issuer") is a municipal corporation and political subdivision of the State of Indiana and by virtue of Indiana Code 36-7-12 and 36-7-11.9, as amended (hereinafter called the "Act") is authorized and empowered to adopt this ordinance (the "Bond Ordinance") and to carry out its provisions; and

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 Lifelines of Indianapolis, an Indiana limited partnership (the "Borrower") and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on October 8, 1986 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 the Borrower consisting of the acquisition, construction and equipping of a building located on a site adjacent to 1717 West 86th Street, Indianapolis, Indiana which will be used by the Borrower as a sub-acute/superskilled facility for the care of infants, toddlers and adolescents which will be initially owned and operated by Borrower and which complies with the purposes and provisions of 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 performed all action required of it by the Act preliminary to the adoption by the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council") of this Bond Ordinance, and has approved and forwarded to this City-County Council the forms of (1) Bond Purchase Agreement dated as of October 1, 1986 (the "Bond Purchase Agreement") among the Issuer, the Borrower, Capital Holding Corporation (the "Purchaser") and Summit Bank (the "Bank") providing for the sale of the Bonds by the Issuer to the Purchaser, (2) Indenture of Trust dated as of October 1, 1986 (the "Indenture"), between the Issuer and Summit Bank, with principal offices in Fort Wayne, Indiana (the "Trustee"), containing the form of the economic development revenue bond, (3) Loan Agreement dated as of October 1, 1986 (the "Loan Agreement") between the Issuer and the Borrower, containing a form of Note from the Borrower to the Issuer, which shall be endorsed to the Trustee, (4) Mortgage and Security Agreement dated as of October 1, 1986 (the "Mortgage"), from the Borrower to the Trustee, (5) Assignment of Rents and Leases dated as of October 1, 1986 (the "Assignment of Rents and Leases"), from the Borrower to the Trustee, (6) Arbitrage Regulation Agreement dated as of October 1, 1986 (the "Arbitrage Regulation Agreement") among the Issuer, the Trustee and the Borrower, (7) Guaranty Agreement dated as of October 1, 1986 (the "Guaranty") from Wayne M. Shive to the Trustee, (8) the City of Indianapolis, Indiana Economic Development Revenue Bond (Lifelines of Indianapolis Project), and (9) this Bond Ordinance (all of the documents set forth above hereinafter collectively called "Bond Documents"); now, therefore:

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

SECTION 1. Findings; Public Benefits. The City-County Council of the Issuer hereby finds and determines that the Project to be acquired, constructed and installed

with the proceeds of the Economic Development Revenue Bond herein authorized are "economic development facilities" as that phrase is used in the Act; that acquisition, construction and installing of the Project will increase employment opportunities and increase diversification of economic development facilities in and near the Issuer, will improve and promote the economic stability, development and welfare of the area in and near the Issuer and will encourage and promote the expansion of industry, trade and commerce in the area in and near the Issuer and the location of other new industries in such area; and that the public benefits to be accomplished by this Bond Ordinance, in tending to overcome insufficient employment opportunities and insufficient diversification of industry, are greater than the cost of public services (as that phrase is defined in the Act) which will be required by the Project. The issuance of the Bond identified in Section 2 hereof, comply with the purpose and provisions of IC 36-7-12 and 36-7-11.9, as amended.

SECTION 2. Authorization of Economic Development Revenue Bond. In order to pay a portion of the cost of acquiring, constructing and installing the Project, there are hereby authorized to be issued, sold and delivered \$3,700,000 principal amount of Economic Development Revenue Bond (Lifelines of Indianapolis Project) of the Issuer (the "Bond"). Any additional Costs of the Project will be paid for by the Borrower.

SECTION 3. Terms for the Bond. The total principal amount of the Bond that may be issued is hereby expressly limited to \$3,700,000. The Bond (a) shall be issued in fully registered form (without coupons) in any denomination, (b) shall be lettered and numbered R-1 and upward, (c) shall be executed by the official manual or facsimile signatures of the Mayor of the Issuer (the "Mayor") and the Clerk of the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "Clerk"), and the corporate seal shall be impressed or printed thereon, (d) shall be dated as of the date of issue and delivery, (e) shall have a final maturity of October 1, 2016 (a term of approximately 30 years) and (f) shall have an interest rate of eight and one-half percent (8-1/2%) per annum. The Bond shall be due and payable as set forth in the Indenture.

Under certain circumstances set forth in the Indenture relating to taxability for federal income tax purposes of interest on the Bond, the interest rate on the Bond shall be increased to 12.75% per annum, and the holders of the Bond may be entitled to additional interest and other payments.

Books for the registration and transfer of the Bond shall be kept by the Trustee. Principal and interest and premium, if any, shall be payable in any coin or currency in the United States of America which, at the respective payment date is legal tender for the payment of public and private debts, at the principal office of the Trustee in the City of Fort Wayne, Indiana.

The Bond shall be in such form, and shall have such optional and mandatory redemption provisions, and shall be subject to such other terms and conditions as set forth in the Indenture. The Bond and the interest thereon do not and shall never constitute an indebtedness of or charge against the general credit or taxing power of the Issuer, the County of Marion, the State of Indiana or any political subdivision thereof, but are limited obligations of the Issuer payable solely from revenues and other amounts derived from the Note, the Loan Agreement, the Mortgage and the Assignment of Rents and Leases and shall be secured as provided in the Indenture. Forms of the Loan Agreement, the Indenture, the Bond Purchase Agreement, the Mortgage, the Assignment of Rents and Leases, the Guaranty Agreement and the

Arbitrage Regulation Agreement are before this meeting and are in the form approved and submitted by the Indianapolis Economic Development Commission and are by this reference incorporated in this Bond Ordinance, and the Clerk is hereby directed to insert them into the minutes of the City-County Council.

SECTION 4. Sale of the Bond. The City Controller or the Clerk are hereby authorized and directed to sell the Bond to or upon the order of the Purchaser or its designated affiliates and registered assigns, pursuant to the Bond Purchase Agreement at a price of \$3,700,000, 100% of par value.

SECTION 5. Approval of Bond Purchase Agreement. In order to provide for the commitment of the Issuer to sell the Bond and of the Purchaser to purchase the Bond, the Mayor and the Clerk shall execute and deliver in the name of and on behalf of the Issuer, a Bond Purchase Agreement in substantially the form submitted to this City-County Council, which is hereby approved in all respects.

SECTION 6. Approval of Indenture. In order to secure the payment of the principal of and interest on the Bond, the Mayor and Clerk shall execute, acknowledge and deliver, in the name and on behalf of the Issuer, an Indenture of Trust in substantially the form submitted to this City-County Council, which is hereby approved in all respects.

SECTION 7. Approval of Loan Agreement. In order to provide for the loan of the proceeds of the Bond to acquire, construct and install the Project and the payment by the Borrower of an amount sufficient to pay the principal of and premium, if any, and interest on the Bond, the Mayor and Clerk shall execute, acknowledge and deliver in the name and on behalf of the Issuer a Loan Agreement in substantially the form submitted to this City-County Council, which is hereby approved in all respects.

SECTION 8. Acceptance and Approval of Note. In connection with the Bond, the Issuer accepts and approves the Note of the Borrower as security for such Bond. The Note shall be substantially the form attached as Exhibit B to the Loan Agreement. The Mayor and Clerk shall endorse the Note to the Trustee.

SECTION 9. Authorization or Arbitrage Regulation Agreement. The Issuer is hereby authorized to enter into the Arbitrage Regulation Agreement, in substantially the form submitted to this City-County Council, which Arbitrage Regulation Agreement is hereby approved in all respects.

SECTION 10. Additional Approval. The forms of the Mortgage, the Guaranty and the Assignment of Rents and Leases before this meeting, to be signed by parties other than the Issuer in connection with the issuance of the Bond and the security therefor, are hereby approved in form and content, with such changes and revisions as may be necessary and agreed upon by the parties thereto.

SECTION 11. Approval of Bond; Execution of Bond and Documents. The form of the Bond set forth in the Indenture presented to this meeting, subject to appropriate insertions and revisions in order to comply with the provisions of the Indenture (as executed) is, and the same hereby is, approved, and when the same shall be executed on behalf of the Issuer in the manner contemplated by the Indenture and this Ordinance in the aggregate principal amount of \$3,700,000 it shall represent the approved form of the Bond of the Issuer. The Mayor is hereby authorized and directed to cause the bond to be prepared in the form now before this meeting and hereby approved subject to appropriate insertions and revisions in order to comply with the provisions

of the Indenture (as executed). The Mayor is hereby authorized and directed to execute by manual or facsimile signatures and deliver the Indenture, the Loan Agreement, the Arbitrage Regulation Agreement and the Bond Purchase Agreement (which are hereinafter collectively called the "Issuer Documents") for and on behalf of, and as the act and deed of, the Issuer. The Clerk is hereby authorized and directed (where necessary) to attest by manual or facsimile signatures and impress the official seal of the Issuer upon the Issuer Documents to which the Issuer is a party and, where necessary, such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

SECTION 12. Execution. The Mayor and the City Clerk are authorized and directed to execute those Issuer 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 Mayor and Clerk may by their execution of the Issuer 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 Bond 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 13. Approval Under Internal Revenue Code. In accordance with Section 103(K) of the Internal Revenue Code of 1954, as amended (the "1954 Code") or Section 147(f) of the Internal Revenue Code of 1986, as amended (the "1986 Code"), whichever is in effect, the issuance of the Bond in the aggregate principal amount of \$3,700,000 to finance all or a portion of the cost of the Project is hereby approved. The Project will be located at the location and owned and operated by the Borrower, all as described in the preamble of this Ordinance. This approval is intended to constitute the approval by the elected legislative body of the Issuer as required by Section 103(K) of the 1954 Code or Section 147(f) of the 1986 Code, whichever is in effect.

SECTION 14. Election. The Issuer hereby elects to have the provisions of Section 103(b)(6)(D) of the 1954 Code or Section 144(a)(4) of the 1986 Code, whichever is in effect, apply to the Bond authorized by this Ordinance.

SECTION 15. Documents on File. Pursuant to the provisions of IC 36-1-5-4, two copies of all documents incorporated in this Ordinance by reference are on file in the office of the City Clerk for public inspection.

SECTION 16. Further Authority. The Issuer shall, and the officers and agents of the Issuer are hereby authorized and directed to, take such action, and execute such other documents, financing statements, certificates and instruments including, without limitation, the informational statement required by Section 103(1) of the 1954 Code or Section 149(e) of the 1986 Code, whichever is in effect and Arbitrage Regulation Agreement to substantiate the conclusion that the Bond is not an "arbitrage bond" within the meaning of Section 103(c) of the 1954 Code or Section 149(e) of the 1986 Code, whichever is in effect and the regulations promulgated or proposed thereunder, as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the Issuer with respect to the Bond and the Issuer Documents, as executed, and all acts and doings of the officers of the Issuer which are or have been in conformity with the purposes and

intent of this Ordinance and in furtherance of the issuance and sale of the Bond and the financing of the Project shall be, and are hereby in all respects, authorized, approved, ratified and confirmed.

SECTION 17. Severability. The provisions of this Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereof.

SECTION 18. Repeal of Inconsistent Ordinances, Resolutions and Orders. All ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION 19. Ordinance Irrepealable. After the Bond is issued, this Ordinance shall be and remain irrepealable, until the Bond and the interests and premium, if any, thereon shall have been fully paid, cancelled and discharged.

SECTION 20. Effective Date. This Ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, as amended.

PROPOSAL NO. 606, 1986. This proposal is a final bond ordinance authorizing the issuance of \$2,360,000 Economic Development First Mortgage Revenue Bonds, Series 1986 for St. Paul Home for the Aged Trust. Councillor Schneider reviewed the project as the acquisition, construction, installation and equipping of a new intermediate care nursing facility containing approximately 15,400 square feet and approximately 48 beds plus the renovation, installation and equipping of St. Paul's existing 48 bed intermediate care nursing home facility to convert it into a 44 bed residential care facility all of which will be located on approximately 1.0 acre of land at 1141-43 North Sheffield Avenue. Bond financing contains the following documents: Loan Agreement, Mortgage and Security Agreement, and Trust Indenture. The Bonds will be sold to Swink & Company, Inc. as underwriter. The interest is payable semi-annually, and the interest rate shall not exceed 12% per annum. The final maturity on the principal will be October 1, 2016. The Economic Development Committee on October 9, 1986, recommended Proposal No. 606, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Stewart, for adoption. Proposal No. 606, 1986, was adopted on the following roll call vote; viz:

22 AYES: *Borst, Boyd, Bradley, Clark, Coughenour, Crowe, Durnil, Giffin, Hawkins, Holmes, Howard, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, Williams*

NO NAYS

7 NOT VOTING: *Cottingham, Curry, Dowden, Gilmer, Journey, Nickell, West*

Proposal No. 606, 1986, was retitled SPECIAL ORDINANCE NO. 36, 1986, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 36, 1986

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1986 (St. Paul Home for the Aged Trust Project)" in the maximum aggregate principal amount of Two Million Three Hundred Sixty Thousand Dollars (\$2,360,000) 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 St. Paul Home for the Aged Trust and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on October 8, 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 St. Paul Home for the Aged Trust an Indiana not-for-profit charitable trust (the "Company") consisting of the acquisition, construction, installation and equipping of a new intermediate care nursing facility containing approximately 15,400 square feet and approximately 48 beds plus the renovation, installation and equipping of St. Paul's existing 48 bed intermediate care nursing home facility (containing approximately 13,200 square feet) to convert it into a 44 bed residential care facility all of which will be initially owned by St. Paul Home for the Aged Trust and all of which will be located on approximately 1.0 acre of land at 1141-43 North Sheffield Avenue, Indianapolis, Indiana; the acquisition, construction, installation and equipping of various site improvements at the facility; and the acquisition of machinery, equipment, fixtures and furnishings for use in the facility ("the Project") which will be initially owned and operated by St. Paul Home for the Aged Trust, an Indiana not-for-profit charitable trust 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 Preliminary Official Statement, Trust Indenture, Loan Agreement, Mortgage and Security Agreement, First Mortgage Note, Series 1986 and the form of the City of Indianapolis, Indiana Economic Development First Mortgage Revenue Bonds, Series 1986 (St. Paul Home for the Aged Trust Project) (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 revenue bonds, 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 First Mortgage Revenue Bonds, Series 1986 (St. Paul Home for the Aged Trust Project) in the maximum aggregate principal amount of Two Million Three Hundred Sixty Thousand Dollars (\$2,360,000) for the purpose of procuring funds to loan to the Company in order to 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 Bonds 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 equal to the aggregate principal amount of the Bonds issued which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to Swink & Company, Inc. as Underwriter at a price not less than 98% of the principal amount thereof, plus accrued interest, if any and at a stated per annum rate of interest not to exceed 12%. The use of an Official Statement by Swink & Company, Inc. as Underwriter in substantially the form of the Preliminary Official Statement approved herein is also approved and authorized and it is expressly understood that a commission may be paid by the Company in excess of the 2% underwriter's discount if it is not paid from bond proceeds.

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 Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to Swink & Company, Inc. as Underwriter, 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 Bonds 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 Bonds 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 or Section 144 (a)(4) of the 1986 Code, whichever is in effect.

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 Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 607, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in July 1985, for Fletcher Place Properties. PROPOSAL NO. 608, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in August 1985, for Rudy Reyes, C. W. Hudson and/or Convention Associates, Inc. PROPOSAL NO. 609, 1986, is a resolution extending the expiration date contained in an inducement resolution adopted in June 1985, for Hudson Lamm Heazlitt et al. (Convention Garage Associates, Inc.). Councillor Schneider explained that the new expiration dates will be May 31, 1987. The Economic Development Committee on October 9, 1986, recommended Proposal Nos. 607, 608 and 609, 1986, Do Pass by a 6-0 vote. Councillor Schneider moved, seconded by Councillor Clark, for adoption. Proposal Nos. 607 - 609, 1986, were adopted on the following roll call vote; viz:

21 AYES: Borst, Boyd, Bradley, Coughenour, Crowe, Durnil, Giffin, Hawkins, Holmes, Howard, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, Williams

NO NAYS

8 NOT VOTING: Clark, Cottingham, Curry, Dowden, Gilmer, Journey, Nickell, West

Proposal No. 607, 1986, was retitled SPECIAL RESOLUTION NO. 116, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 116, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 109, 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. 109, 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 Fletcher Place Properties, an Indiana Limited Partnership (the "Company") which Special Resolution set an expiration date of October 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 con-firms that the Inducement Resolution is hereby amended by deleting the expiration date of October 31, 1986 contained therein and replacing said date with the date of May 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. 608, 1986, was retitled SPECIAL RESOLUTION NO. 117, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 117, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 124, 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. 124, 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 Rudy Reyes, C. W. Hudson and/or Convention Associates, Inc. or an entity to be designated by them (the "Company") which Special

Resolution set an expiration date of October 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 October 31, 1986 contained therein and replacing said date with the date of May 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. 609, 1986, was retitled SPECIAL RESOLUTION NO. 118, 1986, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 118, 1986

A SPECIAL RESOLUTION amending City-County Special Resolution No. 95, 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. 95, 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 Convention Garage Associates, Inc. (the "Company") which Special Resolution set an expiration date of October 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 October 31, 1986 contained therein and replacing said date with the date of May 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 NOS. 629 - 639, 1986. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 3, 1986". The Council did not schedule Proposal Nos. 629 - 639, 1986, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 629 - 639, 1986, were retitled REZONING ORDINANCE NOS. 183 - 193, 1986, take effect thirty days after the respective certification, and read as follows:

**REZONING ORDINANCE NO. 183, 1986. 86-Z-175 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
8010 SOUTH MERIDIAN STREET, INDIANAPOLIS.**

Sandlian Investment Company, by J. Murray Clark, requests the rezoning of approximately 3.41 acres, being in the C-1, C-3 and D-4 districts, to the C-S classification, to permit operation of a self-storage center and related activities.

**REZONING ORDINANCE NO. 184, 1986. 86-Z-176 AMENDED WASHINGTON
TOWNSHIP
COUNCILMANIC DISTRICT NO. 4
8902 MARYLINE DRIVE, INDIANAPOLIS.**

Timber Park Development Corporation, by John W. Van Buskirk, requests the rezoning of 06.09 acres, being in the D-2 district, to the D-3 classification, to allow single-family development.

**REZONING ORDINANCE NO. 185, 1986. 86-Z-178 AMENDED WARREN TOWN-
SHIP
COUNCILMANIC DISTRICT NO. 13
1450 MUESSING ROAD, INDIANAPOLIS.**

Norman H. and Helen Hilkene, by William F. LeMond, request the rezoning of 40.00 acres, being in the D-6, D-3 and SU-41 districts, to the D-2 classification, to provide for single-family residential use by platting.

**REZONING ORDINANCE NO. 186, 1986. 86-Z-184 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
11695 FALL CREEK ROAD, INDIANAPOLIS.**

The Shorewood Corporation, by William F. LeMond, requests the rezoning of 2.5 acres, being in the SU-39 district, to the C-S classification, to permit use for resort motel

and accessory resort use in conjunction with a 25.5 acre tract of land in Hamilton County already zoned for said use.

**REZONING ORDINANCE NO. 187, 1986. 86-Z-185 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 12
3930 ENGLEWOOD DRIVE, INDIANAPOLIS.**

Peter T. and Violet L. Mansour request the rezoning of 0.63 acre, being in the D-3 district, to the C-4 classification to provide for restaurant use.

**REZONING ORDINANCE NO. 188, 1986. 86-Z-186 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 22
1901 NORTH SHERMAN DRIVE, INDIANAPOLIS.**

Philip C. Thrasher requests the rezoning of 1.99 acres, being in the I-3-U and PK-I districts, to the I-3-U classification, to permit industrial use.

**REZONING ORDINANCE NO. 189, 1986. 86-Z-189 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 19
302 COUNTRY CLUB ROAD, INDIANAPOLIS.**

John J. January and Richard L. and Carolyn E. Rayborn, by William F. LeMond, request the rezoning of 19.02 acres, being in the A-2 district, to the D-3 classification, to provide for single-family residential use by platting.

**REZONING ORDINANCE NO. 190, 1986. 86-Z-191 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
2030 SOUTH HUNTER ROAD, INDIANAPOLIS.**

The Metropolitan School District of Warren Township requests the rezoning of 9.58 acres, being in the D-2 district, to the SU-2 classification, to provide for school use and parking spaces.

**REZONING ORDINANCE NO. 191, 1986. 86-Z-192 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 14
8550 EAST 10TH STREET, INDIANAPOLIS.**

The Metropolitan School District of Warren Township requests the rezoning of 1.44 acres, being in the D-3 and A-2 districts, to the SU-2 classification, to permit improvements for school use.

**REZONING ORDINANCE NO. 192, 1986. 86-Z-206 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
4621 SOUTH EMERSON AVENUE, INDIANAPOLIS.**

Indy Lube, Inc., by Harry F. McNaught, Jr., requests the rezoning of 0.8 acre, being in the D-4 district, to the C-3 classification, to provide for an automobile lubrication service business.

**REZONING ORDINANCE NO. 193, 1986. 86-Z-207 (86-DP-12) PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
2950 WEST 86TH STREET, INDIANAPOLIS.**

NTS Development Company, by Harry F. McNaught, Jr., requests the rezoning of approximately 10 acres, being in the A-2 district, to the D-P classification, to provide for multi-family residential development with an alternative that would permit an office along 86th Street.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 170, 1986. This proposal appropriates \$1,991,074 for the Department of Transportation to fund fourteen construction projects. The

Transportation Committee on September 24, 1986, recommended Proposal No. 170, 1986, Do Pass by a 4-0 vote. The President explained that Councillor Gilmer was unexpectedly unable to attend the Council meeting and that no Transportation Committee members were prepared to provide the Committee Report. He asked if there were representatives from the Department of Transportation available to explain the appropriation.

Mr. George Lynch, Deputy Director of the Department of Transportation, explained that the appropriation was a local match to federal funds amounting to approximately \$6.5 million. He briefly reviewed the various projects involved in the appropriation.

The President called for public testimony at 7:23 p.m. There being no one present to testify, Councillor McGrath moved, seconded by Councillor Page, for adoption. Proposal No. 170, 1986, was adopted on the following roll call vote; viz:

25 AYES: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Dowden, Durnil, Giffin, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

4 NOT VOTING: Curry, Gilmer, Hawkins, Holmes

Proposal No. 170, 1986, was retitled FISCAL ORDINANCE NO. 94, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 94, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Million Nine Hundred Ninety-one Thousand Seventy-four Dollars (\$1,991,074) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 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 fourteen construction projects.

SECTION 2. The sum of One Million Nine Hundred Ninety-one Thousand Seventy-four Dollars (\$1,991,074) 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:

**CONSOLIDATED COUNTY CUMULATIVE
CAPITAL DEVELOPMENT FUND**

DEPARTMENT OF TRANSPORTATION

4. Capital Outlay	<u>\$1,991,074</u>
TOTAL INCREASE	<u>\$1,991,074</u>

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

**CONSOLIDATED COUNTY CUMULATIVE
CAPITAL DEVELOPMENT FUND**

Unappropriated and Unencumbered Consolidated County Cumulative Capital Development Fund	
TOTAL REDUCTION	<u>\$1,991,074</u> <u>\$1,991,074</u>

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

PROPOSAL NO. 488, 1986. This proposal appropriates \$60,000 for the Department of Transportation, Parking Meter Division, to repair curbs and sidewalks in the Mile Square. Councillor McGrath stated that the Transportation Committee on October 8, 1986, recommended Proposal No. 488, 1986, Do Pass by a 5-0 vote.

Mr. George Lynch, Deputy Director of the Department of Transportation, stated that he was not able to provide much information regarding Proposal No. 488 except that the repairs would be conducted in areas of the Mile Square.

Councillor Clark suggested sending Proposal No. 488, 1986, back to committee.

Councillor Journey voiced opposition to sending Proposal No. 488 back to committee.

Recognizing that there was controversy regarding Proposal 488, the President

asked for consent to postpone Proposal No. 488, 1986, until the October 27, 1986, meeting of the Council. Consent was given.

PROPOSAL NO. 576, 1986. This proposal appropriates \$250,855 for the Department of Administration, Central Equipment Management Division, to purchase five one-person operated trash loaders with boom and bucket for the Department of Public Works to reduce the number of injuries from heavy trash pickup. Councillor West stated that the Administration Committee on October 6, 1986, recommended Proposal No. 576, 1986, Do Pass by a 6-0 vote.

Councillor Clark explained that his current occupation involves some exposure to various heavy equipment manufactured and used throughout the United States. One type of equipment used mainly in the ranching and oil industries may be similar to the type of equipment being purchased in Proposal 576. He asked if there was a representative present from the Department of Administration to discuss the equipment being purchased.

Mr. Jim Garvey, Administrator of the Central Equipment Management Division of the Department of Administration, stated that various heavy equipment was investigated for the Public Works Department. He added that he would welcome any of Councillor Clark's suggestions.

Mr. Scott Avery, Assistant Controller for the Department of Administration, stated that he was not aware of any urgency for the passage of Proposal 576.

Councillor Clark moved, seconded by Councillor Schneider, to postpone Proposal No. 576, 1986, until the October 27, 1986, meeting of the Council. Consent was given.

PROPOSAL NO. 604, 1986. This proposal appropriates \$1,100,000 for the County Auditor as a loan to the County Department of Public Welfare, County Welfare Fund, to be repaid in 1987. The County and Townships Committee on October 7, 1986, by a 6-0 vote, recommended to "report said proposal for action without recommendation". Councillor Cottingham explained that the Auditor's Office had requested that Proposal 604 be postponed until the Office could meet with the State Board of Tax Commissioners on the subject. However, at the

request of the General Counsel for the City-County Council, the Committee recommended Proposal 604 for "action without recommendation" in order that Proposal 604 could be approved at the October 13, 1986, Council meeting if an agreement was reached at the meeting with the State Board. Councillor Cottingham stated that an agreement was made at the meeting and moved, seconded by Councillor Bradley, the following amendment:

Mr. President:

I move that Proposal No. 604, 1986, be amended by substituting the following new SECTION 5:

"SECTION 5. The County Auditor shall not authorize payment of the loan proceeds herein appropriated until the State Board of Tax Commissioners authorizes this expenditure which approval shall constitute increasing the County Welfare Sinking Fund requirements for 1987 and authorization for the Auditor to repay same from the first available monies in the County Welfare Sinking Fund in 1987."

Councillor Williams stated that she and Councillor Hawkins had requested additional information on Proposal 604 at the October 7, 1986, hearing of the County and Townships Committee. A request was also made that someone provide a briefing on Proposal 604 at the October 13, 1986, Democrat Caucus. Because the information and the briefing had not been provided, Councillor Williams moved to send Proposal No. 604, 1986, back to committee. Councillor Hawkins seconded the motion.

Mr. Robert Elrod, General Counsel for the City-County Council, briefly reviewed agreements reached at the October 10, 1986, meeting with the State Board of Tax Commissioners. The Board basically objected to the introduced versions of Proposal Nos. 604 and 567 because it did not agree with the loan being repaid out of an operating fund. The amendments to Proposal Nos. 604 and 567 reflect that the loan will be repaid from the County Welfare Sinking Fund rather than the County Welfare General Fund. Mr. Elrod added that the County Auditor was in agreement with the amendments.

Councillors Williams and Hawkins withdrew their previous motion.

The President ruled that the amendment carried on a voice vote.

The President called for public testimony at 7:47 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Bradley, for adoption of Proposal No. 604, 1986, As Amended.

Councillor Borst urged Miss Elizabeth Samkowski, Director of the County Department of Public Welfare, to speak with Judge Payne of the Juvenile Court to "come up with a different system" for care of wards in institutions.

Councillor Stewart, Chairman of the Community Affairs Committee, clarified that the appropriation in Proposal No. 604 "would be given as needed and not in one lump sum".

Councillor Stewart added that a future hearing of the Community Affairs Committee would involve testimony from various representatives of wards so that the Committee would better understand the financial charges of care of wards in institutions.

Miss Samkowski commented that she would be glad to attend the Committee hearing of the Community Affairs Committee because the Welfare Department has not been able to do anything about current charges for care of wards in institutions.

Proposal No. 604, 1986, As Amended, was adopted on the following roll call vote; viz:

21 AYES: Bradley, Clark, Cottingham, Coughenour, Crowe, Dowden, Durnil, Hawkins, Howard, Journey, Miller, Nickell, Page, Rader, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

6 NAYS: Borst, Boyd, Giffin, Holmes, McGrath, Rhodes

2 NOT VOTING: Curry, Gilmer

Proposal No. 604, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 95, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 95, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional One Million One Hundred Thousand Dollars (\$1,100,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (a)(2) 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 County Auditor to authorize a loan to the County Department of Public Welfare, County Welfare Fund, to be repaid in 1987.

SECTION 2. The sum of One Million One Hundred Thousand Dollars (\$1,100,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	<u>\$1,100,000</u>
TOTAL INCREASE	\$1,100,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	<u>\$1,100,000</u>
TOTAL REDUCTION	\$1,100,000

SECTION 5. The County Auditor shall not authorize payment of the loan proceeds herein appropriated until the State Board of Tax Commissioners authorizes this expenditure which approval shall constitute increasing the County Welfare Sinking Fund requirements for 1987 and authorization for the Auditor to repay same from the first available monies in the County Welfare Sinking Fund in 1987.

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

PROPOSAL NO. 567, 1986. This proposal appropriates \$1,500,000 for the County Department of Public Welfare for care of wards in institutions. Councillor Stewart stated that the Community Affairs Committee on September 15, 1986, recommended Proposal No. 567, 1986, Do Pass As Amended by a 6-0 vote. The amendment was to reduce the appropriation to \$1,200,000. In accordance with previous discussion of the meeting with the State Tax Board of Tax Commissioners, Councillor Stewart moved, seconded by Councillor Crowe, the following amendment:

Mr. President:

I move that Proposal No. 567, 1986, be amended by substituting the following new SECTION 8:

"SECTION 8. The County Auditor and Treasurer shall transfer and repay from the County Welfare Sinking Fund to the County General Fund the amounts of such advances made under Section 7 of this ordinance from the first available balances in the County Welfare Sinking Fund after January 1, 1987."

The amendment carried on a voice vote.

The President called for public testimony at 7:56 p.m. There being no one present to testify, Councillor Stewart moved, seconded by Councillor Crowe, for adoption of Proposal No. 604, 1986, As Amended. Proposal No. 604, 1986, As Amended, was adopted on the following roll call vote; viz:

20 AYES: *Bradley, Clark, Cottingham, Coughenour, Crowe, Dowden, Durnil, Howard, Journey, Miller, Nickell, Page, Rader, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*

6 NAYS: *Borst, Boyd, Giffin, Holmes, McGrath, Rhodes*

3 NOT VOTING: *Curry, Gilmer, Hawkins*

Proposal No. 567, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 96, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 96, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating an additional One Million Two Hundred Thousand Dollars (\$1,200,000) in the County Welfare Fund for purposes of the County Department of Public Welfare and reducing certain other appropriations of that Department and the unappropriated and unencumbered balance in the County Welfare Fund and authorizing a transfer of funds from the County General Fund to the County Welfare Fund not to exceed One Million One Hundred Thousand Dollars (\$1,100,000).

**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 3.03 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 County Department of Public Welfare for care of wards in institutions.

SECTION 2. The sum of One Million Two Hundred Thousand (\$1,200,000) 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:

<u>COUNTY DEPARTMENT OF PUBLIC WELFARE</u>	<u>COUNTY WELFARE FUND</u>
3. Other Services & Charges	\$1,200,000
TOTAL INCREASE	\$1,200,000

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

<u>COUNTY DEPARTMENT OF PUBLIC WELFARE</u>	<u>COUNTY WELFARE FUND</u>
1. Personal Services	\$ 100,000
Unappropriated and Unencumbered County Welfare Fund	\$1,100,000
TOTAL REDUCTION	\$1,200,000

SECTION 5. The personnel schedule in Section 3.02 is hereby amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

MARION COUNTY WELFARE DEPARTMENT - Dept. 84

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Director	1	61,400	61,400
Supervisors & Administrative	85	36,000	1,918,000
Casework Personnel	332	30,000	5,529,000
Clerical Assistants	124	19,400	1,552,000
Custodians	2	15,600	29,200
Attorneys	6	37,000	187,000
Personal Services Under IV B	0	-0-	-0-
Co. Welfare Board Members	5	400	2,000
Group Insurance			839,000
PERF			687,000
Social Security			629,000
Unemployment			33,000
Workman's Comp.			20,000
Vacancy Factor			4453305 (553,305)
TOTAL	555	\$11,038,295	<u>10,933,295</u>

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of the total personal services appropriation of ~~\$11,038,295~~ 10,933,295.

SECTION 6. The City-County Council, after public hearing, now finds that the County Welfare Fund expenditures for mandatory obligations of said fund for 1986 may exceed the balance in said fund by the end of the year by up to One Million One Hundred Thousand Dollars (\$1,100,000) and that there will be funds available in such amount in the County General Fund which may be advanced and transferred to said County Welfare Fund. The City-County Council further finds that the temporary transfer of said funds is authorized by law and is fiscally more responsible than borrowing such sums by issuance of County Welfare Bonds.

SECTION 7. The City-County Council authorizes the Marion County Auditor to advance and transfer from the County General Fund to the County Welfare Fund such sums as may be required to pay the lawful and necessary expenses and obligations of the County Department of Public Welfare for the balance of 1986 up to but not to exceed a cumulative total of \$1,100,000. Such sums shall be advanced and transferred at such time as the Auditor and Treasurer determine that no other sums are available in the County Welfare Fund to pay such expenses and obligations and in such amounts as required to maintain a cash balance in said fund.

SECTION 8. The County Auditor and Treasurer shall transfer and repay from said County Welfare Sinking Fund to the County General Fund the amounts of such advances made under Section 7 of this ordinance from the first available balances in the County Welfare Sinking Fund after January 1, 1987.

SECTION 9. 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. 363, 1986. This proposal amends the Code by establishing parking restrictions on portions of Massachusetts Avenue. The Transportation Committee on October 8, 1986, recommended Proposal No. 363, 1986, Do Pass by a 5-0 vote.

Councillor Williams, sponsor of Proposal No. 363, explained that the Proposal had been sent back to committee at the request of Councillor Journey. Councillor Journey's questions concerning Proposal No. 363 have since been answered.

Councillor Journey moved, seconded by Councillor Williams, for adoption of Proposal No. 363, 1986.

Councillor Clark asked if other "angle streets" such as Indiana, Kentucky, Virginia and Massachusetts would in the future also have angle parking as being added to Massachusetts. Councillor Clark questioned if the City was in the business of moving traffic or providing as much downtown parking as possible.

Proposal No. 363, 1986, was adopted on the following roll call vote; viz:

16 AYES: *Boyd, Bradley, Coughenour, Giffin, Hawkins, Holmes, Howard, McGrath, Miller, Nickell, Page, Rhodes, SerVaas, Shaw, West, Williams*

10 NAYS: *Borst, Clark, Cottingham, Crowe, Dowden, Durnil, Rader, Schneider, Stewart, Strader*

3 NOT VOTING: *Curry, Gilmer, Journey*

Proposal No. 363, 1986, was retitled GENERAL ORDINANCE NO. 100, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 100, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-254 (c), Manner of parking.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-254 (c), Manner of parking, be, and the same is hereby amended by the addition of the following, to wit:

(c) Ninety-degree angle

Massachusetts Avenue, between Alabama Street and New Jersey Street;

**Massachusetts Avenue, on the southeast side, between New Jersey Street and East Street;
Massachusetts Avenue, between East Street and College Avenue.**

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

PROPOSAL NO. 454, 1986. This proposal amends the Code regarding the wastewater treatment facilities reserve fund. Councillor Coughenour explained that Proposal No. 454 raises the allowable accumulated fund balance from \$5,000,000 to \$15,000,000. The Public Works Committee on October 9, 1986, recommended Proposal No. 454, 1986, Do Pass by a vote of 6-0. Councillor Coughenour moved, seconded by Councillor Journey, for adoption.

Councillor McGrath urged the Public Works Committee to review the wastewater treatment facilities reserve fund in the future, stating that it has been reported to him that there are six to eight week delays in invoices at the wastewater treatment plant. The delays cause hardships for small businesses.

Proposal No. 454, 1986, was adopted on the following roll call vote; viz:

21 AYES: Boyd, Bradley, Cottingham, Coughenour, Crowe, Durnil, Giffin, Hawkins, Holmes, Howard, McGrath, Miller, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

NO NAYS

8 NOT VOTING: Borst, Clark, Curry, Dowden, Gilmer, Journey, Nickell, Schneider

Proposal No. 454, 1986, was retitled GENERAL ORDINANCE NO. 101, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 101, 1986

A GENERAL ORDINANCE concerning the reserve fund for the advanced wastewater treatment plant.

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

SECTION 1. Section 27-111.1 of the "Code of Indianapolis and Marion County, Indiana" is hereby amended by inserting the language underscored and deleting the language crosshatched to read as follows:

Sec. 27-111.1. Advanced wastewater treatment facilities reserve fund.

(a) Effective in fiscal year 1985, there is hereby created a special fund to be designated as the "advanced wastewater treatment facilities reserve fund", in the division of finance, under the controller.

(b) This fund shall be a continuing fund, with all balances remaining therein at the end of each calendar year and no such balances shall lapse into the city or county general funds or ever be diverted, directly or indirectly, in any manner, to any other uses than for capital expenditures for the repair, remodeling, addition to, or replacement of major facilities at the city's advanced wastewater treatment plant. Such "major facilities" shall be limited to capital equipment with an anticipated useable life in excess of at least fifteen (15) years, the replacement cost of which is in excess of two hundred thousand dollars (\$200,000).

(c) The fund shall be created and maintained by the annual transfer from sanitation general of revenues from the sewer user fees and pretreatment charges established under this chapter, in any amount not to exceed One Million Two Hundred Thousand Dollars (\$1,200,000). The accumulated fund balance shall not exceed ~~FIVE~~ Fifteen Million Dollars (~~\$5,000,000~~) (\$15,000,000).

(d) Monies from this reserve fund shall be appropriated in accordance with IC 36-3-6-6.

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

Councillor SerVaas stated that there were several routine traffic proposals to be considered on the agenda. The proposals had received a favorable recommendation from the Transportation Committee at its October 8, 1986, meeting. Councillor SerVaas explained that if there were no objections he would read each Proposal number and its brief "legal digest", followed by a brief moment for Councillors to voice any objections to its passage. If no objections or absentions were stated the President would take it to be consent to passage.

PROPOSAL NO. 494, 1986, amends the Code by changing intersection controls at Blake Street and Indiana Avenue. PROPOSAL NO. 582, 1986, amends the Code by authorizing intersection control changes in Eagle Creek Woods, Pleasant Lake Estates, and Copperfield Subdivisions and Eagleview Drive and Shore Drive. PROPOSAL NO. 583, 1986, amends the Code by authorizing intersection control and parking control changes in Community Health Campus North. PROPOSAL NO. 584, 1986, amends the Code by authorizing parking control changes on a portion of North Capitol Avenue. PROPOSAL NO. 585, 1986, amends the Code by authorizing intersection control changes at various locations within Southwest Hills Subdivision and at various other locations near 71st Street and New Augusta Road and 25th Street and Bolton Avenue. PROPOSAL NO. 586, 1986, amends the Code by authorizing parking control changes on a portion of Division Street near Morris Street. PROPOSAL NO. 587, 1986, amends the Code by authorizing intersection control changes in the Golden Oaks Subdivision and Rohan of Forest Subdivision. PROPOSAL NO. 588, 1986, amends the Code by authorizing intersection control changes at the intersections of Country Walk Drive, County Line Road South and Country Walk Drive, County Line Road South, Meridian Street. PROPOSAL NO. 590, 1986, amends the Code by authorizing stopping, standing and parking control changes on a portion of 71st Street at Georgetown Road. PROPOSAL NO. 591, 1986, amends the Code by authorizing speed limit control changes on a portion of Center Run Road from 82nd to 86th Streets and by authorizing parking control changes on portions of 86th Street and Center Run Road. PROPOSAL NO. 592, 1986, amends the Code by authorizing parking control changes on portion of East Street and Vermont Street.

Proposal Nos. 494, 582, 583, 584, 585, 586, 587, 588, 590, 591 and 592, 1986, were adopted on the following roll call vote; viz:

23 AYES: Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Dowden, Giffin, Hawkins, Holmes, Howard, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West, Williams

NO NAYS

6 NOT VOTING: Clark, Curry, Durnil, Gilmer, Journey, Strader

Proposal No. 494, 1986, was retitled GENERAL ORDINANCE NO. 102, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 102, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 3	Blake St. & Indiana Av.		SIGNAL

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 3	Blake St. & Indiana Av.	Indiana Av.	STOP

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

Proposal No. 582, 1986, was retitled GENERAL ORDINANCE NO. 103, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 103, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Bosinney Cir. & Copperfield Way	Copperfield Way	STOP
6, Pg. 2	Copperfield Dr., Copperfield Way & Wickfield Dr.	Copperfield Dr. & Copperfield Way	STOP
6, Pg. 2	Copperfield Way & Trotwood Ct.	Copperfield Way	STOP
6, Pg. 2	Copperfield Way & 75th St.	75th St.	STOP

6, Pg. 4	Wickfield Ct., Wickfield Dr. & Wickfield Way	Wickfield Dr. & Wickfield Way	STOP
15, Pg. 1	Eagle View Dr. Shore Dr.	Shore Dr.	STOP
15, Pg. 1	Cherryhill Dr. & Reed Rd.	Reed Rd.	STOP
15, Pg. 1	Cherryhill Dr. & Runningbrook Way	Cherryhill Dr.	STOP
15, Pg. 1	Fieldstone Ct. & Fieldstone Tr.	Fieldstone Tr.	YIELD
15, Pg. 1	Fieldstone Tr. & Runningbrook Ct.	Fieldstone Tr.	YIELD
47, Pg. 2	Pleasant Creek Ct. & Pleasant Lake Dr.	Pleasant Lake Dr.	YIELD
47, Pg. 2	Pleasant Lake Cir. & Pleasant Lake Dr.	Pleasant Lake Dr.	YIELD
47, Pg. 2	Pleasant Lake Ct. & Pleasant Lake Dr.	Pleasant Lake Dr.	YIELD
47, Pg. 2	Pleasant Lake Dr. & Valley Lake Ct.	Pleasant Lake Dr.	YIELD
47, Pg. 2	Pleasant Lake Dr. & Sherman Dr.	Sherman Dr.	STOP

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

Proposal No. 583, 1986, was retitled GENERAL ORDINANCE NO. 104, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 104, 1986

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

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

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

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
6, Pg. 2	Clearvista Dr. & Clearvista Way	Clearvista Dr.	STOP
6, Pg. 2	Clearvista Pkwy & Clearvista Way	Clearvista Pkwy	STOP
6, Pg. 2	Clearvista Dr. & Shadeland Av.	Shadeland Av.	STOP

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

Clearvista Drive, on both sides, from Shadeland Avenue to Clearvista Parkway;
 Clearvista Parkway, on both sides, from Clearvista Drive to Eighty-second Street;
 Clearvista Way, on both sides, from Clearvista Drive to Clearvista Parkway.

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

Proposal No. 584, 1986, was retitled GENERAL ORDINANCE NO. 105, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 105, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Capitol Avenue, on the east side, from a point 180 feet north of Forty-sixth Street to a point 205 feet north of Forty-sixth Street.

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

Proposal No. 585, 1986, was retitled GENERAL ORDINANCE NO. 106, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 106, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 1	Change St. & W. 71st St.	W. 71st St.	STOP
9, Pg. 1	Coffman Rd. & W. 72nd St.	Coffman Rd.	YIELD

9, Pg. 1	Coffman Rd. & W. 73rd St.	W. 73rd St.	YIELD
9, Pg. 1	N. Lyons Ave. & W. 71st St.		NONE
9, Pg. 2	New Augusta Rd. & W. 72nd St.		NONE
9, Pg. 2	Purdy St. & W. 72nd St.	W. 72nd St.	YIELD
37, Pg. 4	Southwest Dr. & Yuma Dr.	Southwest Dr.	YIELD
37, Pg. 4	Santa Fe Ct. & Southwest Dr.		NONE
37, Pg. 4	Santa Fe Dr. & Southwest Dr.		NONE
37, Pg. 4	Mesa Ct. & Southwest Dr.		NONE
37, Pg. 4	Mesa Ct. & Southwest Dr.		NONE

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 1	Coffman Rd. & 72nd St.	Coffman Rd.	STOP
9, Pg. 1	Coffman Rd. & 73rd St.	73rd St.	STOP
9, Pg. 2	New Augusta Rd. & 71st St.	71st St.	STOP
9, Pg. 2	New Augusta Rd. & 72nd St.	New Augusta Rd.	STOP
9, Pg. 2	Purdy St. & 72nd St.	72nd St.	STOP
26, Pg. 3	Bolton Ct., Village Plaza N. Dr. & Village Plaza S. Dr.	Village Plaza N. Dr. & Village Plaza S. Dr.	STOP
19, Pg. 3	Bolton Av. & 25th St.	25th St.	STOP
37, Pg. 4	Southwest Dr. & Yuma Dr.	Southwest Dr.	STOP
37, Pg. 4	Santa Fe Ct. & Southwest Dr.	Southwest Dr.	STOP
37, Pg. 4	Santa Fe Dr. & Southwest Dr.	Southwest Dr.	STOP
37, Pg. 4	Mesa Ct. & Southwest Dr.	Southwest Dr.	STOP
37, Pg. 4	Mesa Dr. & Southwest Dr.	Southwest Dr.	STOP
37, Pg. 4	Tempe Ct. & Tempe Dr.	Tempe Ct.	STOP
37, Pg. 4	Southwest Dr. & Tempe Ct.	Southwest Dr.	STOP
30, Pg. 9	Southwest Dr. & Tempe Dr.	Southwest Dr.	STOP

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

Proposal No. 586, 1986, was retitled GENERAL ORDINANCE NO. 107, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 107, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Division Street, on the west side, from a point 362 feet north of Morris Street to a point 433 feet north of Morris Street.

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

Proposal No. 587, 1986, was retitled GENERAL ORDINANCE NO. 108, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 108, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
1, Pg. 1	Rohan Ct. & 88th St.	Rohan Ct.	YIELD
3, Pg. 3	Emily Dr. & Golden Oaks E.	Emily Dr.	STOP

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

Proposal No. 588, 1986, was retitled GENERAL ORDINANCE NO. 109, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 109, 1986

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 1	Country Walk Dr. & County Line Rd. S.	County Line Rd. S.	STOP

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 1	Country Walk Dr., County Line Rd. S. & Meridian St.		SIGNAL

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

Proposal No. 590, 1986, was retitled GENERAL ORDINANCE NO. 110, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 110, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Seventy-first Street, on the south side, from
Georgetown Road to a point 700 feet east of Georgetown Road.

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

Proposal No. 591, 1986, was retitled GENERAL ORDINANCE NO. 111, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 111, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits and Section 29-267, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

Center Run Road, from 86th Street to 82nd Street, 40 mph.

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

86th Street, on both sides, from Allisonville Road to Center Run Road;

Center Run Road, on both sides, from 82nd Street to 86th Street.

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

Proposal No. 592, 1986, As Amended, was retitled GENERAL ORDINANCE NO. 112, 1986, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 112, 1986

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", regarding parking regulations at various locations.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Vermont Street, on both sides, from College Avenue to Pine Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

On Any Day Except
Saturdays and Sundays and Holidays

from 1:00 a.m. to 6:00 p.m.

East Street on the west side, from Massachusetts Avenue to Vermont Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

On Any Day Except
Saturdays and Sundays
from 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.

East Street, on the west side, from Vermont Street to Washington Street.

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

On Any Day Except
Saturdays and Sundays
from 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.

East Street, on the west side, from North Street to Washington Street;

East Street, on both sides, from North Street to 10th Street.

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

PROPOSAL NO. 577, 1986. This proposal transfers and appropriates \$340,000 for the Department of Administration, Central Equipment Management Division, to purchase replacement equipment for the Department of Parks and Recreation to reduce time and expense on repairs of older equipment. Councillor West stated that the Department of Parks and Recreation has experienced many delays because of repairs being made on older equipment. The Administration Committee on October 6, 1986, recommended Proposal No. 577, 1986, Do Pass by a 6-0 vote. Councillor West moved, seconded by Councillor Coughenour, for adoption. Proposal No. 577, 1986, was adopted on the following roll call vote; viz:

26 AYES: *Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell,*

Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams
NO NAYS

3 NOT VOTING: Borst, Curry, Gilmer

Proposal No. 577, 1986, was retitled FISCAL ORDINANCE NO. 97, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 97, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Three Hundred Forty Thousand Dollars (\$340,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing certain other appropriations for that Division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 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 Administration, Central Equipment Management Division, to purchase replacement equipment for the Department of Parks and Recreation to reduce time and expense on repairs of older equipment.

SECTION 2. The sum of Three Hundred Forty Thousand Dollars (\$340,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF ADMINISTRATION</u>	
<u>CENTRAL EQUIPMENT MANAGEMENT DIVISION</u>	
	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	\$340,000
TOTAL INCREASE	\$340,000

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

<u>DEPARTMENT OF ADMINISTRATION</u>	
<u>CENTRAL EQUIPMENT MANAGEMENT DIVISION</u>	
	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	\$ 54,000
2. Supplies	270,000
3. Other Services & Charges	16,000
TOTAL REDUCTION	\$340,000

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

PROPOSAL NO. 578, 1986. This proposal transfers and appropriates \$3,000 for the Center Township Assessor to replace three typewriters and two calculators. The County and Townships Committee on October 7, 1986, recommended Proposal No. 578, 1986, Do Pass by a 6-0 vote. Councillor Cottingham moved, seconded by Councillor Bradley, for adoption. Proposal No. 578, 1986, was adopted on the following roll call vote; viz:

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

3 NOT VOTING: *Curry, Gilmer, Howard*

Proposal No. 578, 1986, was retitled FISCAL ORDINANCE NO. 98, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 98, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Three Thousand Dollars (\$3,000) in the County General Fund for purposes of the Center Township Assessor and reducing certain other appropriations for that Office.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (d)(1) 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 Center Township Assessor to replace three typewriters and two calculators.

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

SECTION 3. The following increased appropriation is hereby approved:

<u>CENTER TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$3,000
TOTAL INCREASE	\$3,000

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

<u>CENTER TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$1,000
3. Other Services & Charges	2,000
TOTAL REDUCTION	\$3,000

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

PROPOSAL NO. 581, 1986. This proposal transfers and appropriates \$3,163 for the Marion County Superior Court, Civil Division, Room 7, to purchase a micro computer/word processor unit. Councillor Dowden stated that the Court has spoken with the Information Services Agency to be sure that the new equipment will be compatible with existing equipment. The Public Safety and Criminal Justice Committee on October 1, 1986, recommended Proposal No. 581, 1986, Do Pass by a 7-0 vote. Councillor Dowden moved, seconded by Councillor Journey, for adoption. Proposal No. 581, 1986, was adopted on the following roll call vote; viz:

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

2 NOT VOTING: Curry, Gilmer

Proposal No. 581, 1986, was retitled FISCAL ORDINANCE NO. 99, 1986, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 99, 1986

A FISCAL ORDINANCE amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) transferring and appropriating Three Thousand One Hundred Sixty-three Dollars (\$3,163) in the County General Fund for purposes of the Marion County Superior Court, Civil Division, Room 7, and reducing certain other appropriations for that Division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (c)(20) 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 Marion County Superior Court, Civil Division, Room 7, to purchase a micro computer/word processor unit.

SECTION 2. The sum of Three Thousand One Hundred Sixty-three Dollars (\$3,163) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

**MARION COUNTY SUPERIOR COURT
CIVIL DIVISION, ROOM 7**

4. Capital Outlay

TOTAL INCREASE

COUNTY GENERAL FUND

\$3,163

\$3,163

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

**MARION COUNTY SUPERIOR COURT
CIVIL DIVISION, ROOM 7**

2. Supplies

3. Other Services & Charges

TOTAL REDUCTION

COUNTY GENERAL FUND

\$1,608

1,555

\$3,163

SECTION 5. 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 8:20 p.m. A quorum being present, the President called the Police Special Service District Council to order at 8:20 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 postpone Proposal No. 453, 1986, until the November 10, 1986, meeting of the Council. Consent was given.

There being no further business for the 8:20 Special Service District Council, the President reconvened the City-County Council at 8:20 p.m.

The President recessed the City-County Council for purposes of convening the Fire Special Service District at 8:21 p.m. A quorum being present, the President called the Fire Special Service District Council to order at 8:22 p.m.

SPECIAL SERVICE DISTRICT COUNCILS

FIRE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 580, 1986. This proposal transfers and appropriates \$50,000 for the Department of Public Safety, Fire Division, to allow maintenance and emergency medical services to continue operations at current levels. Councillor Dowden explained that the transfer/appropriation reflects a transaction made last year where funds were transferred from Emergency Medical Services to purchase new uniforms. Proposal No. 580 transfers the funds back into the Emergency Medical Services, Character 2. The Public Safety and Criminal Justice Committee on October 7, 1986, recommended Proposal No. 580, 1986, Do Pass by a 6-0 vote. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 580, 1986, was adopted on the following roll call vote; viz:

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

2 NOT VOTING: Curry, Gilmer

Proposal No. 580, 1986, was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1986, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1986

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 1986 (Fire Special Service District Fiscal Ordinance No. 1, 1985) transferring and appropriating Fifty Thousand Dollars (\$50,000) in the Fire General Fund for purposes of the Department of Public Safety, Fire Division, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT 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 of the Fire Special Service District Annual Budget for 1986, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety, Fire Division, to allow maintenance and emergency medical services to continue operations at current levels.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

2. Supplies
TOTAL INCREASE

FIRE GENERAL FUND

\$50,000
\$50,000

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

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

3. Other Services & Charges
TOTAL REDUCTION

FIRE GENERAL FUND

\$50,000
\$50,000

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

There being no further business for the Fire Special Service District Council, the President reconvened the City-County Council at 8:22 p.m.

NEW BUSINESS

ANNOUNCEMENTS AND ADJOURNMENTS

Councillor Borst announced that Councillors had received an invitation to attend the November 10, 1986, premier showing of the movie "Hoosiers". The movie would be shown at 8:00 p.m., thus conflicting with the Council meeting which was scheduled to begin at 7:00 p.m. The President asked for consent to begin the November 10, 1986, Council meeting at 6:00 p.m. in order that interested Councillors could attend the movie. Consent was given.

There being no further business, upon motion duly made and seconded the meeting adjourned at 8:25 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 13th day of October, 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)