

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

**REGULAR MEETINGS
MONDAY, JANUARY 5, 1987**

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 7:11 p.m., on Monday, January 5, 1987, with Councillor SerVaas presiding.

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

ROLL CALL

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

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

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

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, January 5, 1987, 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.

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Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

December 11, 1986

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Tuesday, December 16, 1986, a copy of LEGAL NOTICE regarding General Ordinance No. 115, 1986.

Respectfully,
s/ Beverly S. Rippy
Beverly S. Rippy, City Clerk

December 16, 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 Wednesday, December 24, 1986, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 737, 738, 739, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752 and 753, 1986, to be held on Monday, January 5, 1987, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

December 23, 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, NOTICE TO TAXPAYERS has been published in The Indianapolis NEWS and The Indianapolis STAR on Friday, December 19, 1986, of a Public Hearing regarding Proposal Nos. 771 and 772, 1986. Said hearing is to be held on Monday, January 5, 1987, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy

January 5, 1987

Beverly S. Rippy, City Clerk

January 5, 1987

Mr. President and members of the Council, with regard to Proposals 771 and 772 the City Controller has filed in my office this day a Certificate of Controller Regarding Additional Appropriation and Issuance of General Obligation Bonds of the City of Indianapolis, Indiana, which certificate approves the request of the Board of Transportation of the City of Indianapolis for an additional appropriation of \$5,000,000 for the purposes stated in Proposals 771 and 772 and recommends that the funds necessary to cover the appropriation be obtained by the issuance and sale of general obligation bonds of the City.

Beverly S. Rippy, City Clerk

December 22, 1986

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 133, 1986, amending the City-County Annual Budget for 1986 (City-County Fiscal Ordinance No. 87, 1985) appropriating an additional Forty-four Thousand One Hundred Twenty-eight Dollars (\$44,128) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

GENERAL ORDINANCE NO. 122, 1986, concerning benefits for members of the Marion County Sheriff's Department.

GENERAL ORDINANCE NO. 123, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 124, 1986, concerning sales associated with certain types of amateur athletic events.

GENERAL ORDINANCE NO. 125, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 126, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 127, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 128, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 129, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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GENERAL ORDINANCE NO. 130, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

GENERAL ORDINANCE NO. 131, 1986, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-254, Manner of parking and Section 29-267, Parking prohibited at all times on certain streets: Section 29-254.

GENERAL ORDINANCE NO. 132, 1986, creating the Land and Water Pollution Control Division within the Department of Public Works.

GENERAL ORDINANCE NO. 133, 1986, amending Chapter 17 of the "Code of Indianapolis and Marion County, Indiana".

SPECIAL ORDINANCE NO. 38, 1986, designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by IC 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

SPECIAL ORDINANCE NO. 39, 1986, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond (Eastside Community Investments, Inc. Project)" in the principal amount of Five Hundred Forty-two Thousand Five Hundred Dollars (\$542,500) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 40, 1986, authorizing the Consolidated City of Indianapolis and Marion County, Indiana, to issue its resource recovery revenue bonds (Ogden Martin Systems of Indianapolis, Inc. Project), Series 1986, approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 41, 1986, approving the renewal for an additional term of four (4) years, to and including May 18, 1996, of the cable television franchise currently held by Indianapolis Cablevision, Inc., which is proposed to be transferred to Comcast Cable Leasing Partners, L.P.

GENERAL RESOLUTION NO. 14, 1986, authorizing the Marion County Community Corrections Advisory Board to contract with Flinn Christian Fellowship Houses for professional services for the Marion County Community Corrections jail component substance abuse treatment programs.

Respectfully submitted,
s/William H. Hudnut, III
William H. Hudnut, III

December 22, 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. Rippy, the following ordinances:

FISCAL ORDINANCE NO. 4, 1986, amending the Police Special Service District Annual Budget for 1986 (P.S.S.D. Fiscal Ordinance No. 3, 1985) appropriating an additional Twenty-five Thousand Dollars (\$25,000)

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in the Police General Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the Police General Fund.

GENERAL ORDINANCE NO. 1, 1986, concerning leaves for members of the Indianapolis Police Department.

Respectfully submitted,
s/William H. Hudnut, III
William H. Hudnut, III

December 22, 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. Rippy, the following ordinance:

GENERAL ORDINANCE NO. 3, 1986, concerning a merit system for members of the Indianapolis Fire Department.

Respectfully submitted,
s/William H. Hudnut, III
William H. Hudnut, III

ADOPTION OF THE AGENDA

Consent was given to the adoption of the agenda of the City-County Council and the Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils for January 5, 1987, as distributed.

ORGANIZATION OF THE COUNCIL

SELECTION OF TEMPORARY OFFICERS

Councillor Miller moved, seconded by Councillor Boyd, to appoint Mr. Robert G. Elrod as the temporary chairman of the meeting and Mrs. Beverly S. Rippy as the temporary secretary. Without objection, the motion carried. Dr. SerVaas surrendered the gavel to Mr. Elrod.

ELECTION OF OFFICERS

Mr. Elrod opened the floor for nominations for the office of President. Councillor Cottingham nominated Councillor SerVaas for the office of President, seconded by Councillor Clark. Councillor Howard nominated Councillor Schneider for the office of President. Councillor Schneider declined the nomination. Councillor Borst moved, seconded by Councillor Gilmer, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor SerVaas as President.

Mr. Elrod then entertained nominations for the office of Vice President. Councillor Gilmer nominated Councillor Miller for the office of Vice President, seconded by Councillor Rader. Councillor Giffin moved, seconded by Councillor Crowe, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor Miller as Vice President.

Mr. Elrod then entertained nominations for the office of Clerk of the Council. Councillor Miller nominated Mrs. Beverly S. Rippy for the office of Clerk of the Council, seconded by Councillor Crowe. Councillor Durnil moved, seconded by Councillor Rader, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Mrs. Beverly S. Rippy as Clerk of the Council.

REAPPOINTMENT OF STAFF

Mr. Elrod surrendered the gavel to President SerVaas, who requested the following staff members be reappointed:

Robert G. Elrod - General Counsel
Karen S. Meier - Assistant Clerk
Thomas H. Stoughton - Research Director
J. Jack Hartnett - Senior Fiscal Analyst.

Consent was given for these reappointments.

Councillor Boyd stated that Kenneth T. Roberts was supported by the Democrat Caucus to be reappointed as Assistant Attorney. Consent was given for this reappointment.

Certification of Election of Caucus Leader

The undersigned Councillors having affiliated themselves with the caucus of the Republican party, hereby certify that at the Caucus on the 15th day of December, 1986, Donald W. Miller was selected as caucus leader.

Donald W. Miller
Carlton Curry
Gordon G. Gilmer
Stephen West
Ken Giffin
Stuart W. Rhodes
Richard F. Clark
Allen L. Durnil
Dwight Cottingham

David P. McGrath
Wayne E. Rader
Philip C. Borst
Beurt SerVaas
Pat Nickell
Betty Stewart
Beulah Coughenour
Holley Holmes
Amy S. Bradley

Certification of Election of Caucus Leader

The Undersigned Councillors having affiliated themselves with the caucus of the Democrat party, hereby certify that at the caucus on the 15th day of December, 1986, Rozelle Boyd was selected as caucus leader.

Susan Williams

Harold Hawkins

January 5, 1987

Rozelle Boyd
Lula Journey

Glenn L. Howard

REPORT OF THE COMMITTEE ON COMMITTEES AND APPOINTMENT OF COMMITTEE CHAIRMEN

President SerVaas announced that 1987 committee assignments had not yet been made. The Committee on Committees would discuss this subject on Saturday, January 11, 1987, at 12:30 p.m. in Room 241 of the City-County Building. President SerVaas urged Councillors to contact Councillors Miller or Boyd or himself prior to the Committee meeting if they desired changes in their committee assignments.

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

PROPOSAL NO. 16, 1987. This proposal was withdrawn 01/05/87.

PROPOSAL NO. 17, 1987. This proposal welcomes Ron Meyer to the City of Indianapolis and congratulates him on his first three (3) wins as head coach of the Indianapolis Colts. Councillors Gilmer and Borst, co-sponsors, were joined by The Honorable Mayor William H. Hudnut, III at the podium. Councillor Gilmer read the resolution and moved for its adoption.

Coach Meyer, speaking on behalf of the Colts' organization, expressed appreciation for receiving the resolution. Mayor Hudnut wished Coach Meyer a good off season and urged Coach Meyer to continue the Colts' unblemished record for the next football season. Proposal No. 17, 1987, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 1, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 1987

A SPECIAL RESOLUTION welcoming Ron Meyer to the City of Indianapolis and congratulating him on his first three (3) wins as head coach of the Indianapolis Colts.

WHEREAS, Ron Meyer was named head coach of the Indianapolis Colts National Football League Team on December 1, 1986; and

WHEREAS, Ron Meyer has a Hoosier heritage of many years, being a defensive back at Purdue from 1959-63 and as a Boilermaker assistant from 1965-70; and

WHEREAS, Mr. Meyer brings with him a winning NFL tradition which he has continued, finishing the 1986 Colts season with three (3) consecutive wins; and

WHEREAS, Ron Meyer has already shown that he can be the inspiration necessary to make the Indianapolis Colts a contending National League Football Team; now, therefore:

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

SECTION 1. The Indianapolis City-County Council welcomes Ron Meyer to the City of Indianapolis and to his new position as head coach of the Indianapolis Colts National League Football Team.

SECTION 2. The Council further congratulates Mr. Meyer on his first three victories as head coach of the Colts.

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. 18, 1987. This proposal, co-sponsored by Councillors Coughenour and SerVaas, recognizes and honors Elizabeth Samkowski. Councillor Coughenour introduced Miss Samkowski's sister and her husband and their daughter and son-in-law. Councillor Coughenour read the resolution and moved for its adoption. Councillor SerVaas commended Miss Samkowski for her service to the Welfare Department. It was his opinion that she has had a spiritual flair to her administration. Councillor Coughenour introduced The Honorable Mayor William H. Hudnut, III. The Mayor presented Miss Samkowski with a Key to the City commemorating her thirty-three years' of service to the Welfare Department. Mayor Hudnut expressed that Miss Samkowski's tenure was extraordinary and that she served her position with admirable perseverance. Miss Samkowski voiced that she was overwhelmed to receive a Key to the City and the resolution. She thanked members of the Council, specifically members of the Community Affairs Committee, for being sensitive to issues concerning the Welfare Department.

Proposal No. 18, 1987, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 2, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 1987

A SPECIAL RESOLUTION recognizing and honoring Elizabeth Samkowski.

WHEREAS, Elizabeth Samkowski has been the Director of the Marion County Department of Public Welfare for the past fourteen (14) years; and

WHEREAS, Miss Samkowski has been actively involved and working in social services for the past thirty-seven (37) years; and

WHEREAS, Elizabeth Samkowski has carried out her service to the public in a considerate, honest, competent and dependable manner; and

WHEREAS, Ms. Samkowski has been a compassionate keeper of the public trust in the dispensing of her duties over these many years; now, therefore:

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

SECTION 1. The Indianapolis City-County Council hereby recognizes and honors Elizabeth Samkowski for her service to the citizens of Indianapolis and Marion County.

SECTION 2. The Council further wishes to thank Miss Samkowski for her dedication to her community and hopes that she will find happiness and success in her future endeavors.

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. 19, 1987, commemorates H. E. Gene Stofer. PROPOSAL NO. 20, 1987, commemorates Charles Bogden. Both proposals were co-sponsored by Councillors Curry, Dowden, Cottingham, Giffin, Bradley and Holmes. Councillor Curry read both resolutions and moved for their adoption.

Proposal Nos. 19 and 20, 1987, were adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NOS. 3 and 4, 1987, respectively, and read as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 3, 1987

A SPECIAL RESOLUTION commemorating H. E. Gene Stofer for his receipt of the State of Indiana Fire Fighter Meritorious Service Award.

January 5, 1987

WHEREAS, H. E. Gene Stofer has been awarded the State of Indiana Fire Fighter Meritorious Service Award; and

WHEREAS, Mr. Stofer has been one of the instrumental people who has worked very hard to ensure that outstanding service is provided by the Wayne Township Volunteer Fire Department over the years; and

WHEREAS, the award presented to Mr. Stofer states "The words 'State of Indiana' and 'Meritorious Service' are engraved in an outer ring. The State seal is depicted in the medallion center resting on a Maltese Cross, the fire service symbol, which is surrounded by a laurel of Hoosier wheat. The three stars at the top of the cross represent the three dimensions of the fire service, i.e. the volunteer fire service, the career fire service, and the wives and husbands of firefighters who are asked to support the lifestyle considerations unique to the fire service. The two stars engraved on the outer ring symbolize the fire service responsibilities of the state working in common partnership with local fire service."; and

WHEREAS, Mr. Stofer is an outstanding individual who emulates all dimensions of the fire service; now, therefore:

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

SECTION 1. The Indianapolis City-County Council hereby commemorates H. E. Gene Stofer for his receipt of the Indiana Fire Fighter Meritorious Service Award.

SECTION 2. The Council further wishes to express its own gratitude to Mr. Stofer for his outstanding community service with the Wayne Township Volunteer Fire Department.

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.

CITY-COUNTY SPECIAL RESOLUTION NO. 4, 1987

A SPECIAL RESOLUTION commemorating Charles Bogden for his receipt of the State of Indiana Fire Fighter Meritorious Service Award.

WHEREAS, Mr. Charles Bogden has been awarded the State of Indiana Fire Fighter Meritorious Service Award; and

WHEREAS, Mr. Bogden has been tireless in his support for the Wayne Township Volunteer Fire Department over the years; and

WHEREAS, the award presented to Mr. Bogden states "The words 'State of Indiana' and 'Meritorious Service' are engraved in an outer ring. The State seal is depicted in the medallion center resting on a Maltese Cross, the fire service symbol, which is surrounded by a laurel of Hoosier wheat. The three stars at the top of the cross represent the three dimensions of the fire service, i.e. the volunteer fire service, the career fire service, and the wives and husbands of firefighters who are asked to support the lifestyle considerations unique to the fire service. The two stars engraved on the outer ring symbolize the fire service responsibilities of the state working in common partnership with local fire service."; and

WHEREAS, Mr. Bogden is an outstanding individual who emulates all dimensions of the fire service; now, therefore:

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

SECTION 1. The Indianapolis City-County Council hereby commemorates Charles Bogden for his receipt of the Indiana Fire Fighter Meritorious Service Award.

SECTION 2. The Council further wishes to express its own gratitude to Mr. Bogden for his outstanding community service with the Wayne Township Volunteer Fire Department.

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. 21, 1987. This proposal, co-sponsored by Councillors Clark and Borst, honors the Franklin Central High School Flashes. Councillor Clark read the

resolution and moved for its adoption. Coach Chuck Stephens expressed appreciation for the resolution.

Proposal No. 21, 1987, was adopted by unanimous voice vote, retitled **SPECIAL RESOLUTION NO. 5, 1987**, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 5, 1987

A SPECIAL RESOLUTION honoring the Franklin Central High School Flashes.

WHEREAS, the Franklin Central High School Football Team won the 1986 Central Suburban Athletic Conference Football Championship; and

WHEREAS, the Flashes further won the 1986 Indiana High School Athletic Association AAAA Football Sectional, Regional and Semi-State Football titles: and

WHEREAS, players Brad Cougill, Skip Eaton, Rob Maxey and Mike Mozingo were named to the 1986 Indianapolis Star All-County Team; and players Skip Eaton, Rob Maxey and Mike Mozingo were named to the 1986 Indianapolis News All-Indianapolis Team; and

WHEREAS, Skip Eaton, Rob Maxey and Mike Mozingo were named All State; Tom Reasoner and Paul Watson received Academic All State honors; and, Tom Reasoner won the Phil Eskew Mental Attitude Award; now, therefore:

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

SECTION 1. The Indianapolis City-County Council hereby honors and recognizes the Franklin Central Flashes for their outstanding record of twelve wins and only two losses on their journey to being the 1986 Indiana High School AAAA Championship runner ups.

SECTION 2. The Council further encourages every member of this championship team to further both their academic and athletic careers.

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

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

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 1, 1987. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a **FISCAL ORDINANCE** appropriating \$300,000 for the Department of Administration, Office of the Director, to provide eligibility of the Wellness Program to additional employees"; and the President referred it to the Administration Committee.

PROPOSAL NO. 2, 1987. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a **GENERAL RESOLUTION** authorizing the lease of 4,000 square feet of office space for the Department of Administration, Division of Occupational and Community Services"; and the President referred it to the Administration Committee.

PROPOSAL NO. 3, 1987. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a **SPECIAL RESOLUTION** extending the expiration date contained in an inducement resolution adopted in November 1985, for Stewart Manufacturing Company, Inc."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 4, 1987. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a **SPECIAL RESOLUTION** extending the expira-

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tion date contained in an inducement resolution adopted in April 1985, for Joseph F. Sexton, corporations controlled by Joseph F. Sexton, or limited partnership(s) of which Joseph F. Sexton or corporation(s) controlled by him is or are the general partner"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 5, 1987. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION extending the expiration date in an inducement resolution adopted in November 1985, for Stenz & Associates, Inc. or its assigns"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 6, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$34,388 for the Marion County Sheriff to continue the Victim Assistance Program in 1987: funds will be reimbursed by the state and federal government"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 7, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$20,000 for the Prosecuting Attorney to transfer funds collected on bonds to the County Extradition Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 8, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the Marion County Community Corrections Advisory Board to contract with the Metropolitan Center, Inc. for professional services to provide a weekend residential and substance abuse treatment program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 9, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE amending the police merit ordinance regarding disciplinary discretion of captains in the Indianapolis Police Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 10, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the Mayor of Indianapolis to enter into an interlocal cooperation agreement with various other public safety agencies in Marion County for the purpose of forming a hazardous materials response team"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 11, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the issuance of \$29,995,000 of Flood Control District Bonds to finance various flood control and drainage projects throughout the county"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 12, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing a procedure to eliminate certain uncollectible sewer user accounts"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 13, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the issuance of Metropolitan Thoroughfare District Bonds in an amount not to exceed \$25,000,000"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 14, 1987. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to special parking privileges for New Jersey Street, from Market to Pearl Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 15, 1987. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving certain persons appointed by the Mayor to the offices of Deputy Mayors and Department Directors during the period January 1, 1987 through December 31, 1987"; and the President referred it to appropriate Committees.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 22, 1987. Introduced by Councillor Borst. The Clerk read the proposals entitled "a REZONING ORDINANCE certified by the Metropolitan Development Commission on December 22, 1986".

PROPOSAL NOS. 23 - 30, 1987. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on December 24, 1986". The Council did not schedule Proposal Nos. 22, 23 - 30, 1987, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 22, 23 - 30, 1987, were retitled REZONING ORDINANCE NOS. 1 - 9, 1987, take effect thirty days after the respective certification, and read as follows:

REZONING ORDINANCE NO. 1, 1987. 86-Z-210 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25

1126 EAST COUNTY LINE ROAD, INDIANAPOLIS.

Osprey Investments, Inc., by Harry F. McNaught, Jr., requests the rezoning of 10.30 acres, being in the A-2 district, to the HD-II classification, to provide for hospital support uses.

REZONING ORDINANCE NO. 2, 1987. 86-Z-229 AMENDED CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 17

1147 NORTH SHEFFIELD AVENUE, INDIANAPOLIS.

St. Paul Baptist Church, by James L. Tuohy, requests the rezoning of 0.89 acres, being in the D-5 district, to the SU-6 classification, to conform zoning to its use as a nursing home and to permit expansion.

REZONING ORDINANCE NO. 3, 1987. 86-Z-242 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5

8402 MUD CREEK ROAD, INDIANAPOLIS.

Housing Technology Corporation, by Walter E. Wolf, Jr., requests the rezoning of 60 acres, being in the D-1 district, to the D-2 district, to provide for residential use by platting.

REZONING ORDINANCE NO. 4, 1987. 86-Z-249 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 11

3901 NORTH KEYSTONE AVENUE, INDIANAPOLIS.

Lyle L. Riggerberg, by Mary E. Solada, requests the rezoning of 0.3 acre, being in the D-5 district, to the C-3 classification, to provide for an oil change business.

REZONING ORDINANCE NO. 5, 1987. 86-Z-252 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25

7634 MADISON AVENUE, INDIANAPOLIS.

Karl W. Glander and William F. Hohlt, by Michael J. Kias, request the rezoning of 2.0 acres, being in the A-2 district, to the C-1 classification, to provide for office use.

REZONING ORDINANCE NO. 6, 1987. 86-Z-253 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 22

1433 NORTH PENNSYLVANIA AVENUE, INDIANAPOLIS.

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Indianapolis Historic Partners, by David R. Warshauer, request the rezoning of 0.7 acre, being in the C-4 district, to the D-10 classification, to provide for continued use as apartments.

REZONING ORDINANCE NO. 7, 1987. 86-Z-254 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 22
108 EAST 13TH STREET, INDIANAPOLIS.

Indianapolis Historic Partners, by David R. Warshauer, request the rezoning of 0.35 acre, being in the C-4 district, to the D-10 classification, to provide for continued use as apartments.

REZONING ORDINANCE NO. 8, 1987. 86-Z-255 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16
1229 NORTH PENNSYLVANIA STREET, INDIANAPOLIS.

Indianapolis Historic Partners, by David R. Warshauer, request the rezoning of 0.8 acre, being in the C-4 district, to the D-10 classification, to provide for continued use as apartments and for parking.

REZONING ORDINANCE NO. 9, 1987. 86-Z-256 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 2

4002 WEST 71ST STREET, INDIANAPOLIS. Fritz Loonsten, by Henry Y. Dein, requests the rezoning of 13.77 acres, being in the A-2 district, to the D-S classification, to provide for residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 737, 1986, approves the issuance of temporary tax anticipation time warrants for the County General Fund during the period of January 2, 1987 to December 30, 1987. PROPOSAL NO. 738, 1986, appropriates \$10,545 for the Perry Township Assessor for computer equipment for township assessors which will be connected to the Cole-Layer-Trumble computer center for the reassessment program. PROPOSAL NO. 739, 1986, appropriates \$20,000 for the Warren Township Assessor for a reassessment liaison. Councillor Cottingham moved to postpone Proposal Nos. 737, 738 and 739, 1986, until the January 26, 1987, meeting of the Council. Consent was given.

PROPOSAL NO. 741, 1986, appropriates \$66,194 for the Forensic Services Agency for urine/drug testing. PROPOSAL NO. 742, 1986, appropriates \$84,021 for the Forensic Services Agency for a drug testing program. PROPOSAL NO. 744, 1986, appropriates \$267,303 for the Prosecuting Attorney for five existing state and/or federal grants. PROPOSAL NO. 745, 1986, appropriates \$170,000 from a non-governmental source (Private Industry Council) for the Prosecuting Attorney for "Project Challenge". PROPOSAL NO. 746, 1986, appropriates \$640 for the Marion County Superior Court, Juvenile Division, to appropriate Guardian Ad Litem fees collected by the Court. PROPOSAL NO. 747, 1986, appropriates \$14,600 from private grant funds for the Marion County Superior Court, Juvenile Division, for Project Street Law for 1987. PROPOSAL NO. 748, 1986, appropriates \$1,500 from private grant funds for the Marion County Superior Court, Juvenile Division, for Project Turnabout for 1987. PROPOSAL NO. 749, 1986, appropriates \$46,082 for the Marion County Superior Court, Juvenile Division, to increase salaries of probation officers for 1987. PROPOSAL NO. 750, 1986, appropriates \$15,000 for the Marion County Superior Court, Juvenile Division, for a drug testing program for all juveniles in detention. Councillor Dowden stated that on December 17, 1986, the Public Safety and Criminal Justice Committee postponed Proposal Nos. 741, 742, 744 and 745, 1986, by a 5-0 vote. Proposal Nos. 746, 747, 748, 749 and 750, 1986, had not yet been heard in Committee. Councillor Dowden moved to postpone Proposal Nos. 741, 742, 744, 745, 746, 747, 748, 749 and 750, 1986, until the January 26, 1987, meeting of the Council. Consent was given.

PROPOSAL NO. 743, 1986. This proposal appropriates \$1,575 for the Prosecutor's Child Support IV-D Agency to fund a bailiff's salary which is currently being partially funded by the Circuit Court. Councillor Dowden explained that a decision was made

by the IV-D Agency and Circuit Court to pay the bailiff's salary from one source instead of having the salary paid from two sources. The Public Safety and Criminal Justice Committee on December 17, 1986, recommended Proposal No. 743, 1986, Do Pass by a 5-0 vote. The President called for public testimony at 7:53 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 743, 1986, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Bradley, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

0 NAYS

4 NOT VOTING: Clark, Cottingham, Howard, Page

Proposal No. 743, 1986, was retitled FISCAL ORDINANCE NO. 1, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 1, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Thousand Five Hundred Seventy-five Dollars (\$1,575) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing certain other appropriations for the Marion County Circuit Court.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b)(23) of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecutor's Child Support IV-D Agency to fund a bailiff's salary which is currently being partially funded by the Circuit Court. After this transfer Child Support will pay the bailiff's total salary.

SECTION 2. The sum of One Thousand Five Hundred Seventy-five Dollars (\$1,575) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$1,575
TOTAL INCREASE	\$1,575

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

<u>CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$1,575
TOTAL REDUCTION	\$1,575

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

PROPOSAL NO. 751, 1986. This proposal appropriates \$263,217 for the Community Corrections Agency for a state grant for the final half of the 1986-87 state fiscal year. Councillor Dowden explained that the appropriation would fund the Community Corrections Program through June 30, 1987. The Public Safety and Criminal Justice Committee on December 17, 1986, recommended Proposal No. 751, 1986, Do Pass As Amended, by a 6-0 vote. The amendment was to add \$48,252 to Character 04, Capital Outlay. The President called for public testimony at 7:59 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 751, 1986, As Amended, was adopted on the following roll call vote; viz:

January 5, 1987

24 YEAS: Borst, Boyd, Bradley, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, McGrath, Miller, Nickell, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West, Williams

0 NAYS

5 NOT VOTING: Clark, Crowe, Journey, Page, Schneider

Proposal No. 751, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 2, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City- County Fiscal Ordinance No. 89, 1986) appropriating an additional Three Hundred Eleven Thousand Four Hundred Sixty-nine Dollars (\$311,469) in the State and Federal Grant Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b)(25) of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Community Corrections Agency to reappropriate a state grant for the final half of the 1986-87 state fiscal year.

SECTION 2. The sum of Three Hundred Eleven Thousand Four Hundred Sixty-nine Dollars (\$311,469) 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>COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$ 73,681
2. Supplies	4,533
3. Other Services & Charges	171,871
4. Capital Outlay	<u>48,252</u>
	298,337
<u>COUNTY AUDITOR</u>	
1. Personal Services	13,132
TOTAL INCREASE	\$311,469

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

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	<u>\$311,469</u>
TOTAL REDUCTION	\$311,469

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

PROPOSAL NO. 771, 1986, authorizes the issuance of \$5,000,000 general obligation bonds for the purpose of providing funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City. PROPOSAL NO. 772, 1986, appropriates \$5,000,000 of general obligation bonds for construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City. Councillor Gilmer stated that the Transportation Committee on January 5, 1987, recommended Proposal Nos. 771 and 772, 1986, Do Pass As Amended, by votes of 4-0-1 and 5-0 respectively. The amendments were requested by legal counsel to provide additional clarity to the ordinances.

Councillor Gilmer explained that information regarding exact locations of projects are not yet available. Unlike the use of funds from other sources, funds from general obligation bonds can be expended anywhere in the County. Mr. Fred Madorin, Director of the Department of Transportation, clarified that the funds could be used anywhere in the Consolidated City.

Councillor Williams stated that in a previous conversation with Mr. Madorin, it was stated that the funds would be used in the old City limits. Mr. Madorin explained that although it has been the Department's practice to "spread the money around" the many councilmanic districts, the majority of the requests for work to be done have come from Center Township. He added that the Administration has not yet decided the exact locations of projects.

The President called for public testimony at 8:09 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Rader, for adoption. Proposal Nos. 771 and 772, 1986, As Amended, were adopted on the following roll call vote; viz:

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

0 NAYS

2 NOT VOTING: Page, Rhodes

Proposal No. 771, 1986, As Amended, was retitled SPECIAL ORDINANCE NO. 1, 1987, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 1987

A SPECIAL ORDINANCE of the City of Indianapolis, Indiana (the "City"), authorizing the issuance and sale of bonds of the City for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, together with all expenses necessary and incidental thereto, including all expenses in connection with or on account of the issuance of bonds therefor.

WHEREAS, the Board of Transportation of the City of Indianapolis, Indiana, has found that it would be in the best interest of the City of Indianapolis, Indiana (the "City") and its citizens to provide for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, at an estimated total cost of Five Million Dollars (\$5,000,000), including all expenses necessary and incidental thereto and including all expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, the costs of the project have caused a necessity to arise for a further appropriation, and a request for such appropriation in the amount of Five Million Dollars (\$5,000,000) for these purposes has been filed, which request has been approved by the Controller with the recommendation that the total funds necessary to cover the appropriation be obtained by the issuance and sale of general obligation bonds of the City; and

WHEREAS, a petition has been filed under the provisions of IC 6-1.1-20-3 by more than fifty (50) owners of taxable real estate in the City requesting the City-County Council of the City of Indianapolis and of Marion County, Indiana to issue general obligation bonds of the City in an amount not exceeding Five Million Dollars (\$5,000,000) for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, together with all expenses

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necessary and incidental thereto, including all expenses in connection with or on account of the issuance of bonds therefor: and

WHEREAS, IC 5-1.4 provides that a "qualified entity," which term includes the City, may issue and sell its bonds to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank"); and

WHEREAS, the Executive Director of the Bond Bank has expressed a willingness to purchase the Bonds (as hereinafter defined) in a negotiated sale subject to approval by the Board of Directors of the Bond Bank; and

WHEREAS, the City-County Council has determined that it will be in the best interest of the City to sell the Bonds to the Bond Bank in a negotiated sale; and

WHEREAS, the City-County Council now finds that the projects are necessary and will be of general benefit to the City of Indianapolis, Indiana and its citizens; now, therefore:

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

SECTION 1. The City of Indianapolis, Indiana (the "City") shall proceed to provide for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, including all expenses necessary and incidental thereto, including all expenses in connection with or on account of the issuance of bonds therefor.

SECTION 2. For the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, together with all expenses necessary and incidental thereto, including all expenses in connection with or on account of the issuance of bonds therefor, all as described in the petition filed with the City-County Council, which petition the City-County Council finds to be sufficient and in compliance with IC 6-1.1-20-3, the City shall make a loan in the amount of Five Million Dollars (\$5,000,000).

In order to procure the funds for said loan, the Controller of the City is hereby authorized and directed to have prepared and to issue and sell to the Bond Bank the general obligation bonds of the City, which bonds of the City shall be designated as "City of Indianapolis Multipurpose Bonds of 1987," in the aggregate principal amount of Five Million Dollars (\$5,000,000) (the "Bonds"). The Bonds shall be issued in fully registered form in the denomination of Five Thousand Dollars (\$5,000), or integral multiples thereof, not exceeding the aggregate principal amount of Bonds maturing in any year, and shall be numbered consecutively from 87R-1 upwards. The Bonds shall mature and be payable annually on January 1 consecutively in the years commencing in 1989, with a final maturity no later than January 1, 2009, in amounts negotiated with the Bond Bank so as to provide as nearly as possible and practicable, after taking into account the interest rates on the Bonds, level yearly debt service upon commencement of principal amortization. The interest on the Bonds shall be payable semi-annually on the first day of January and the first day of July of each year commencing July 1, 1988. Interest will be calculated on the basis of twelve thirty-day months for a three hundred sixty-day year.

The Bonds or a portion thereof may be redeemable prior to maturity at a premium not to exceed three percent (3%) upon terms and conditions as are further detailed through negotiation with the Bond Bank by the Controller of the City and the Mayor of the City consistent with the best interest of the City and the terms of this Ordinance. Bonds redeemed in part may be exchanged for a Bond or Bonds of the same maturity in authorized denominations equal to the remaining principal amount.

The Controller of the City is hereby designated the Registrar and the Paying Agent for the Bonds and is charged with the performance of the duties and responsibilities of the Registrar and the Paying Agent. The Bonds shall be authenticated with the manual signature of the Controller of the City or an authorized representative of any subsequent Registrar and no Bond shall be valid or become obligatory for any purpose until the Certificate of Authentication on such Bond shall have been so executed.

Each Bond shall be transferable or exchangeable only upon the books of the City kept for that purpose at the principal office of the Registrar by the registered owner thereof in person, or by his attorney duly authorized in writing, upon surrender of such Bond together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or his attorney duly authorized in writing, and thereupon a new fully registered Bond or Bonds in the same aggregate principal amount and of the same maturity, shall be executed and delivered in the name of the transferee or transferees or the registered owner, as the case maybe, in exchange therefor. The Registrar shall not be obligated to make any exchange or transfer of Bonds following the fifteenth day of the

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month immediately preceding an interest payment date on the Bonds until such interest payment date. The Registrar shall not be obligated to transfer or exchange any bonds impressed or a facsimile thereof be printed on each of the Bonds. Subject to the provisions hereof for registration, the Bonds shall be

In the event any Bond is mutilated, lost, stolen or destroyed, the City may execute and the Registrar may authenticate a new Bond of like date, maturity and denomination as that mutilated, lost, stolen or destroyed, which new Bond shall be marked in a manner to distinguish it from the Bond for which it was issued: provided that, in the case of any mutilated Bond, such mutilated Bond shall first be surrendered to the City and the Registrar, and in the case of any lost, stolen or destroyed Bond there shall be first furnished to the City and the Registrar evidence of such loss, theft or destruction satisfactory to the City and the Registrar, together with indemnity satisfactory to them. In the event any such lost, stolen or destroyed Bond shall have matured, instead of issuing a duplicate Bond the City and the Registrar may, upon receiving indemnity satisfactory to them, pay the same without surrender thereof. The City and the Registrar may charge the owner of the Bond with their reasonable fees and expenses in connection with the above. Every substitute Bond issued by reason of any Bond being lost, stolen or destroyed shall, with respect to such Bond, constitute a substitute contractual obligation of the City, whether or not the lost, stolen or destroyed Bond shall be found at any time, and shall be entitled to all the benefits of this Ordinance, equally and proportionately with any and all other Bonds duly issued hereunder.

The principal of and premium, if any, and interest on the Bonds shall be payable in immediately available funds in lawful money of the United States of America at the principal office of the Bond Bank; provided that if the Bond Bank is no longer the owner of all of the Bonds, then the principal of and premium, if any, on the Bonds shall be payable in lawful money of the United States of America at the principal office of the Paying Agent and interest on the Bonds shall be paid by check or draft mailed to the registered owner thereof at the address as it appears on the registration books kept by the Registrar as of the fifteenth day of the month immediately preceding the interest payment date or at such other address as provided to the Paying Agent in writing by such registered owner.

The Bonds shall bear an original date which shall be the first day of the month in which the Bonds are sold, and each Bond shall also bear the date of its authentication. Bonds authenticated on or before June 15, 1988, shall be paid interest from the original date. Bonds authenticated thereafter shall be paid interest from the interest payment date to which interest had been paid next preceding the date of authentication of such Bonds unless the Bonds are authenticated between the fifteenth day of the month preceding an interest payment date and the interest payment date, in which case interest thereon shall be paid from such interest payment date.

The Bonds shall be executed in the name of the City by the manual or facsimile signature of the Mayor of the City, countersigned by the Controller of the City, and attested by the manual or facsimile signature of the Clerk of the City, who shall cause the official seal of the City of Indianapolis, Indiana to be impressed or a facsimile thereof be printed on each of the Bonds. Subject to the provisions hereof for registration, the Bonds shall be negotiable under the laws of the State of Indiana.

The Controller of the City or any subsequent Registrar or Paying Agent may at any time resign as Registrar or Paying Agent by giving thirty (30) days written notice to the City-County Council and by first-class mail to each registered owner of Bonds then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar or Paying Agent, as the case may be, by the City-County Council. Such notice to the City-County Council may be served personally or be sent by registered mail. The Registrar or Paying Agent may be removed at any time as Registrar or Paying Agent by the City-County Council, in which event the City-County Council may appoint a successor Registrar or Paying Agent, as the case may be. The City-County Council shall cause each registered owner of Bonds then outstanding to be notified by first-class mail of the removal of the Registrar or Paying Agent. Notices to registered owners of Bonds shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear on the registration books kept by the Registrar.

The Controller of the City is hereby authorized and directed, on behalf of the City, to enter into such agreements or understandings with any subsequent Registrar or Paying Agent as will enable it to perform the services required of it. The Controller of the City is hereby directed to pay such subsequent Registrar or Paying Agent for its services out of available funds of the City.

SECTION 3. The form and tenor of the Bonds shall be substantially as follows (all blanks to be properly completed prior to the preparation of the Bonds) with such changes as may be necessary or appropriate to allow Bonds to be owned by an individual, partnership, joint venture, corporation or other entity other than the Bond Bank:

UNITED STATES OF AMERICA

State of Indiana
No. 87R-

County of Marion
\$ _____

CITY OF INDIANAPOLIS
MULTIPURPOSE BOND OF 1987

INTEREST RATE MATURITY DATE ORIGINAL DATE AUTHENTICATION DATE

January 5, 1987

REGISTERED OWNER:

PRINCIPAL SUM:

The City of Indianapolis, in Marion County, Indiana (the "City"), for value received, hereby acknowledges itself indebted and promises to pay to the registered owner (named above) or registered assigns, the principal sum set forth above on the maturity date set forth above, and to pay interest on said principal sum to the registered owner of this bond until the City's obligation with respect to the payment of said principal sum shall be discharged, at the rate per annum specified above from the interest payment date immediately preceding the date of the authentication of this bond unless this bond is authenticated on or before June 15, 1988, in which case interest shall be paid from the original date or unless this bond is authenticated between the fifteenth day of the month preceding an interest payment date and the interest payment date, in which case interest shall be paid from such interest payment date. Interest shall be payable on the first day of July and the first day of January of each year, commencing July 1, 1988. Interest will be calculated on the basis of twelve thirty-day months for a three hundred sixty-day year.

The Controller of the City has been designated as the initial Registrar and the initial Paying Agent for this bond. The principal of and premium, if any, and interest on this bond are payable in immediately available funds in lawful money of the United States of America at the principal office of The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank"): provided that if the Bond Bank is no longer the owner of all of the bonds identified below, then the principal of and premium, if any, on this bond are payable in lawful money of the United States of America at the principal office of the Paying Agent and interest on this bond shall be paid by check or draft mailed to the registered owner hereof at the address as it appears on the registration books kept by the Registrar as of the fifteenth day of the month immediately preceding the interest payment date or at such other address as is provided to the Paying Agent in writing by the registered owner.

This bond is one of an authorized issue of bonds of the City aggregating Five Million Dollars (\$5,000,000), numbered consecutively from 87R-1 upwards, issued pursuant to an ordinance adopted by the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), on _____, 1987, as Special Ordinance No. _____ entitled "A SPECIAL ORDINANCE of the City of Indianapolis, Indiana (the "City"), authorizing the issuance and sale of bonds of the City for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, recotion and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, together with all expenses necessary and incidental thereto, including all expenses in connection with or on account of the issuance of bonds therefor" (the "Bond Ordinance"), and in strict compliance with the Indiana Code. Subject to the provisions of the Bond Ordinance for registration, this bond is negotiable under the laws of the State of Indiana.

[Insert Redemption Provisions Negotiated with Bond Bank]

This bond is transferable or exchangeable only upon the books of the City kept for that purpose at the principal office of the Registrar by the registered owner hereof in person, or by his attorney duly authorized in writing, upon surrender of this bond together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or his attorney duly authorized in writing, and thereupon a new fully registered bond or bonds in the same aggregate principal amount and of the same maturity, shall be executed and delivered in the name of the transferee or transferees or the registered owner, as the case may be, in exchange therefor. The Registrar shall not be obligated to make any exchange or transfer of this bond following the fifteenth day of the month immediately preceding an interest payment date on this bond until such interest payment date. The Registrar shall not be obligated to transfer or exchange any bonds called for redemption or within fifteen (15) days prior to a redemption date. The City, the Registrar and the Paying Agent for this bond may treat and consider the person in whose name this bond is registered as the absolute owner hereof for all purposes including for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon.

In the event this bond is mutilated, lost, stolen or destroyed, the City may execute and the Registrar may authenticate a new Bond of like date, maturity and denomination as this bond, which new bond shall be marked in a manner to distinguish it from this bond: provided that, in the case of this bond being mutilated, this bond shall first be surrendered to the City and the Registrar, and in the case of this bond being lost, stolen or destroyed, there shall first be furnished to the City and the Registrar evidence of such loss, theft or destruction satisfactory to the City and the Registrar, together with indemnity satisfactory to them. In the event that this bond, being lost, stolen or destroyed, shall have matured, instead of issuing a duplicate bond the City and the Registrar may, upon receiving indemnity satisfactory to them, pay this bond without surrender hereof. The City and the Registrar may charge the owner of this bond with their reasonable fees and expenses in connection with the above. Every substitute bond issued by reason of this bond being lost, stolen or destroyed shall, with respect to this bond, constitute a substitute contractual obligation of the City, whether or not this bond, being lost, stolen or destroyed shall be found at any time, and shall be entitled to all the benefits of the Bond Ordinance, equally and proportionately with any and all other bonds duly issued thereunder.

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The Controller of the City or any subsequent Registrar or Paying Agent may at any time resign as Registrar or Paying Agent by giving thirty (30) days written notice to the City-County Council and by first-class mail to the registered owners of bonds then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar or Paying Agent, as the case may be, by the City-County Council. Such notice to the City-County Council may be served personally or be sent by registered mail. The Registrar or Paying Agent may be removed at any time as Registrar or Paying Agent by the City-County Council, in which event the City-County Council may appoint a successor Registrar or Paying Agent, as the case may be. The City-County Council shall cause the registered owner of this bond to be notified, if then outstanding, by first-class mail of the removal of the Registrar or Paying Agent. Notices to registered owners of bonds shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear in the registration books kept by the Registrar.

The bonds maturing in any one year are issuable only in fully registered form in the denomination of \$5,000 or any integral multiples thereof not exceeding the aggregate principal amount of the bonds maturing in such year.

If this bond or a portion thereof shall have become due and payable in accordance with its terms or shall have been duly called for redemption or irrevocable instructions to call this bond or a portion thereof for redemption shall have been given, and the whole amount of the principal of and premium, if any, and interest, so due and payable upon all of this bond or a portion thereof then outstanding shall be paid or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys for such purpose, or (iii) time certificates of deposit fully secured as to both principal and interest by obligations of the kind described in (ii) above of a bank or banks the principal of and interest on which when due will provide sufficient moneys for such purpose, shall be held in trust for such purpose, and provision shall also have been made for paying all fees and expenses in connection with the redemption, then and in that case this bond or such portion thereof shall no longer be deemed outstanding or an indebtedness of the City.

It is hereby certified, recited and declared that all acts, conditions and things required to be done precedent to and in the execution, issuance, sale and delivery of this bond have been properly done, happened and performed in regular and due form as prescribed by law, that the total indebtedness of the City, including the bonds of this issue, does not exceed any constitutional or statutory limitation of indebtedness, and that the full faith and credit of the City, together with all of its taxable property, both real and personal, are hereby irrevocably pledged to the punctual payment of the principal and interest of this bond according to its terms. This bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been duly executed by the Controller of the City.

IN WITNESS WHEREOF, the City of Indianapolis in Marion County, Indiana, by ordinance of its City-County Council, has caused this bond to be executed in its corporate name by the manual or facsimile signature of the Mayor of the City, countersigned by its Controller, and attested by the manual or facsimile signature of the Clerk of the City, who has caused the seal of the City to be impressed or a facsimile thereof to be printed hereon.

CITY OF INDIANAPOLIS

By: _____

Mayor

Countersigned:

By: _____

Controller

(SEAL)

Attest:

Clerk

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within mentioned Bond Ordinance.

Controller City of Indianapolis,
as Registrar

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto _____ (insert name and address) the within bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____, attorney to transfer the within bond on the books kept for the registration thereof with full power of substitution in the premises.

January 5, 1987

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears on the face of the within bond in every particular, without alteration or enlargement or any change whatsoever. Signature Guaranteed.

NOTICE: Signature(s) must be guaranteed by a member firm of the New York Stock Exchange or a commercial bank or trust company.

SECTION 4. The Clerk of the City-County Council is hereby directed as required by law to cause to be posted and published notice of the filing of the petition requesting the issuance of the Bonds and the determination of the City-County Council to issue the Bonds. The Clerk of the City-County Council is hereby directed to deliver a certified copy of this Ordinance to the Controller of the City.

SECTION 5. The Controller of the City and the Mayor of the City are hereby authorized and directed to sell the Bonds to the Bond Bank at a negotiated sale. The Bonds shall be sold to the Bond Bank at an interest rate or interest rates not to exceed ten percent (10%) per annum and at a price of not less than ninety-seven percent (97%) of their par value plus accrued interest, if any, as determined through negotiation with the Bond Bank, consistent with the best interest of the City and the terms of this Ordinance.

Prior to delivery of the Bonds, the Controller shall obtain a legal opinion as to the validity of the Bonds from Baker & Daniels of Indianapolis, Indiana, acting as bond counsel for the City, and shall furnish such opinion addressed to the Bond Bank. The cost of said opinion shall be considered as part of the costs incidental to these proceedings and shall be paid out of proceeds of the Bonds.

SECTION 6. The City-County Council hereby authorizes and directs the Mayor, the Controller, the Clerk, the Treasurer of Marion County, ex-officio Treasurer of the City, and the Director of the Department of Transportation of the City, and each of them, for and on behalf of the City, to prepare, execute and deliver any and all other instruments, letters, certificates, agreements and documents as the official executing the same determines is necessary or appropriate to consummate the transactions contemplated by this Ordinance, and such determination shall be conclusively evidenced by the execution thereof. The instruments, letters, certificates, agreements and documents, including the Bonds, necessary or appropriate to consummate the transactions contemplated by this Ordinance shall, upon execution, as contemplated herein, constitute the valid and binding obligations or representations and warranties of the City, the full performance and satisfaction of which by the City is hereby authorized and directed.

SECTION 7. The City-County Council hereby approves the Purchase Agreement by which the Bonds are to be sold to the Bond Bank in the form attached hereto as Exhibit A and the Mayor is hereby authorized and directed to execute, the Controller is hereby authorized and directed to countersign, and the Clerk is hereby authorized and directed to attest and affix the seal of the City to, the Purchase Agreement in the form attached hereto as Exhibit A with such changes and revisions thereto as they deem necessary or appropriate to consummate the transaction contemplated thereby and such execution and attestation shall be conclusive evidence of their approval of such changes and revisions. The Purchase Agreement in the form executed shall constitute the valid and binding agreement of the City, the full performance and satisfaction of which by the City is hereby authorized and directed.

SECTION 8. The Mayor is hereby authorized to execute the Bonds with his manual or facsimile signature, the Controller is hereby authorized and directed to countersign the Bonds and to have the Bonds prepared, and the Clerk is hereby authorized to attest the Bonds with her manual or facsimile signature, and cause the seal of the City to be impressed or a facsimile thereof to be printed on the Bonds, all in the form and manner herein provided. Upon the consummation of the sale of the Bonds, the Controller and the Treasurer of Marion County, ex-officio Treasurer of the City, shall be authorized to receive from the Bond Bank the amount to be paid for the Bonds and deliver the Bonds to the Bond Bank in the manner provided by law.

SECTION 9. In order to preserve the exclusion from gross income of interest on the Bonds under federal law and as an inducement to the purchaser of the Bonds, the City-County Council on behalf of the City represents, covenants and agrees that:

(a) No person or entity or any combination thereof, other than the City, will use proceeds of the Bonds or property financed by said proceeds other than as a member of the general public. No person or entity or any combination thereof, other than the City will own property financed by Bond proceeds or will have actual or beneficial use of such property pursuant to a lease, a management or incentive payment contract, an arrangement such as a take-or-pay or other type of output contract or any other type of arrangement that differentiates that person's or entity's use of such property from the use by the public at large of such property:

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(b) No Bond proceeds will be loaned to any entity or person. No Bond proceeds will be transferred directly, or indirectly transferred or deemed transferred to a person other than a governmental unit in a fashion that would in substance constitute a loan of said Bond proceeds:

(c) The City will not take any action or fail to take any action with respect to the Bonds that would result in the loss of the exclusion from gross income for federal tax purposes of interest on the Bonds pursuant to Section 103(a) of the Internal Revenue Code of 1986, (the "Code"), as in effect on the date of delivery of the Bonds, nor will the City-County Council act in any manner which would adversely affect such exclusion. The City-County Council further covenants that it will not make any investment or do any other act or thing during the period that any Bond is outstanding hereunder which would cause any Bond to be an "arbitrage bond" within the meaning of Section 148 of the Code and the regulations applicable thereto as in effect on the date of delivery of the Bonds. The City shall comply with the arbitrage rebate requirements under Section 148 of the Code to the extent applicable; and

(d) All officers, members, employees and agents of the City and its Departments and Boards are authorized and directed to provide certifications of facts and estimates that are material to the reasonable expectations of the City as of the date the Bonds are issued and to enter into covenants on behalf of the City evidencing the City's commitments made herein. In particular, all or any officers, members, employees and agents of the City and its Departments and Boards are authorized to certify and/or enter into covenants for the City regarding the facts and circumstances and reasonable expectations of the City on the date the Bonds are issued and the commitments made by the City herein regarding the amount and use of the proceeds of the Bonds.

SECTION 10. Notwithstanding any other provisions of this Ordinance, the covenants and authorizations contained in this Ordinance ("Tax Sections") which are designed to preserve the exclusion of interest on the Bonds from gross income under federal law ("Tax Exemption") need not be complied with if the City receives an opinion of bond counsel that any Tax Section is unnecessary to preserve the Tax Exemption.

SECTION 11. If, when the Bonds or a portion thereof shall have become due and payable in accordance with their terms or shall have been duly called for redemption or irrevocable instructions to call the Bonds or a portion thereof for redemption shall have been given, and the whole amount of the principal of and premium, if any, and interest so due and payable upon all of the Bonds or a portion thereof then outstanding shall be paid or (i) sufficient moneys, or standing or an indebtedness of the City.

Proposal No. 772, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 3, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 1987

A FISCAL ORDINANCE of the City of Indianapolis, Indiana (the "City") appropriating the sum of Five Million Dollars (\$5,000,000) for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, together with all expenses necessary and incidental thereto, including all expenses in connection with or on account of the issuance of bonds therefor.

WHEREAS, the Board of Transportation of the City of Indianapolis, Indiana, has found that it would be in the best interest of the City of Indianapolis, Indiana (the "City") and its citizens to provide for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including where necessary, the cost of acquiring land or rights-of-way for such purposes, at an estimated total costs of Five Million Dollars (\$5,000,000), including all expenses necessary and incidental thereto and all expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, the costs of the projects have caused a necessity to arise for a further appropriation, and a request for such appropriation in the amount of Five Million Dollars (\$5,000,000) for these purposes has been filed, which request has been approved by the Controller with the recommendation that the total funds necessary to cover the appropriation be obtained by the issuance and sale of general obligation bonds of the City; and

WHEREAS, the Board of Transportation of the City of Indianapolis, Indiana, has found that it would be in the best interest of the City of Indianapolis, Indiana (the "City") and its citizens to provide for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, at an estimated total cost of Five Million Dollars (\$5,000,000), including all expenses necessary and incidental thereto and all expenses in connection with or on account of the issuance of bonds therefor; and

January 5, 1987

WHEREAS, the costs of the projects have caused a necessity to arise for a further appropriation, and a request for such appropriation in the amount of Five Million Dollars (\$5,000,000) for these purposes has been filed, which request has been approved by the Controller with the recommendation that the total funds necessary to cover the appropriation be obtained by the issuance and sale of general obligation bonds of the City; and

WHEREAS, a petition has been filed under the provisions of IC 6-1.1-20-3 by more than fifty (50) owners of taxable real estate in the City of Indianapolis, Indiana, requesting the City-County Council of the City of Indianapolis, and of Marion County, Indiana to issue general obligation bonds of the City of Indianapolis, Indiana in an amount not exceeding Five Million Dollars (\$5,000,000) for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, together with all expenses necessary and incidental thereto, including all expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, this City-County Council did not include the proceeds of said bonds of the City in the regular budget; and

WHEREAS, there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the cost of construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, and the issuance of said bonds designated "City of Indianapolis Multipurpose Bonds of 1987" has been authorized to procure the necessary funds and an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, the Clerk of this City-County Council has caused notice of a hearing on said appropriation to be published as required by law; and

WHEREAS, such public hearing on said appropriation was held at the meeting of this City-County Council on January 5, 1987, at 7:00 p.m. E.S.T., in the Public Assembly Room, on the Second Floor of the City-County Building, Indianapolis, Indiana, at which all taxpayers and interested persons had an opportunity to appear and express their views as to such additional appropriation; now, therefore:

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

SECTION 1. The proceeds derived from the sale of the bonds of the City designated "City of Indianapolis Multipurpose Bonds of 1987" heretofore authorized to be issued be, and they hereby are, appropriated by the City-County Council for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes and/or to refund obligations previously incurred to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks located on and along various public streets within the City, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, together with all expenses necessary and incidental thereto, including all expenses in connection with or on account of the issuance of bonds therefor.

SECTION 2. Such appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the activities described in Section 1 above. Any surplus of such proceeds shall be credited to the proper fund as provided by law.

SECTION 3. The Clerk of the City-County Council is hereby authorized and directed to certify a copy of this Ordinance together with such other proceedings and actions as may be necessary to the Marion County Auditor for certification to the State Board of Tax Commissioners for the purpose of obtaining the approval of said Board of the additional appropriation herein made.

PROPOSAL NO. 752, 1986. This proposal appropriates \$92,868 for the Community Corrections Agency for jail service programs. Councillor Dowden stated that the appropriation is to fund programs through July of 1987. The Public Safety and Criminal Justice Committee on December 17, 1986, recommended Proposal No. 752, 1986, Do Pass by a 6-0 vote. The President called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 752, 1986, was adopted on the following roll call vote; viz:

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

0 NAYS

3 NOT VOTING: Page, Schneider, Stewart

Proposal No. 752, 1986, was retitled FISCAL ORDINANCE NO. 5, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Ninety-two Thousand Eight Hundred Sixty-eight Dollars (\$92,868) in the County Corrections Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b)(25) of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Community Corrections Agency to reappropriate funds for jail service programs.

SECTION 2. The sum of Ninety-two Thousand Eight Hundred Sixty-eight Dollars (\$92,868) 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>COMMUNITY CORRECTIONS AGENCY</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services	\$31,676
3. Other Services & Charges	<u>55,067</u>
	86,743
 <u>COUNTY AUDITOR</u>	
1. Personal Services	6,125
TOTAL INCREASE	\$92,868

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

	<u>COUNTY CORRECTIONS FUND</u>
Unappropriated and Unencumbered County Corrections Fund	<u>\$92,868</u>
TOTAL REDUCTION	\$92,868

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

PROPOSAL NO. 753, 1986. This proposal transfers and appropriates \$606,629 for the Department of Public Works, to transfer funds from the Liquid Waste Processing Operations Division to the newly created Water and Land Pollution Control Division. Councillor Coughenour moved to postpone Proposal No. 753, 1986, until the January 26, 1987, meeting of the Council. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 740, 1986. This proposal transfers and appropriates \$14,185 for the Marion County Superior Court, Criminal Division, Room 6, to pay a public defender on a contractual basis. The Public Safety and Criminal Justice Committee on December 17, 1986, recommended Proposal No. 740, 1986, Do Pass by a 5-0 vote. Councillor

January 5, 1987

Dowden moved, seconded by Councillor West, for adoption. Proposal No. 740, 1986, was adopted on the following roll call vote; viz:

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

0 NAYS

2 NOT VOTING: *Page, Stewart*

Proposal No. 740, 1986, was retitled FISCAL ORDINANCE NO. 4, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City- County Fiscal Ordinance No. 89, 1986) transferring and appropriating Fourteen Thousand One Hundred Eighty-five Dollars (\$14,185) in the County General Fund for purposes of the Marion County Superior Court, Criminal Division, Room 6, and reducing certain other appropriations for that court.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b)(19) of the City- County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Superior Court, Criminal Division, Room 6, to pay a public defender on a contractual basis.

SECTION 2. The sum of Fourteen Thousand One Hundred Eighty-five Dollars (\$14,185) 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	
<u>CRIMINAL DIVISION, ROOM 6</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$14,185
TOTAL INCREASE	\$14,185

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

MARION COUNTY SUPERIOR COURT,	
<u>CRIMINAL DIVISION, ROOM 6</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$14,185
TOTAL REDUCTION	\$14,185

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

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:21 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 5th day of January, 1987.

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)