

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

**REGULAR MEETINGS  
MONDAY, JANUARY 26, 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 7:03 p.m., on Monday, January 26, 1987, with Councillor SerVaas presiding.

Councillor Schneider 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:

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

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

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Clark introduced Mrs. Faith Atwell, vice precinct committeeman in Councilmanic District 13, and her husband.

**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 26, 1987, as distributed.

**OFFICIAL COMMUNICATIONS**

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

*Journal of City-County Council*

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 26, 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.

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

January 12, 1987

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, January 15, 1987, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 746 and 748, 1986, and Proposal Nos. 1, 6 and 7, 1987, to be held on Monday, January 26, 1987, at 7:00 p.m., in the City-County Building.

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

January 12, 1987

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 Tuesday, January 6, 1987, of a Public Hearing regarding Proposal Nos. 11 and 13, 1987. Said hearing is to be held on Monday, January 26, 1987, at 7:00 p.m., in the City-County Building.

Please note attachment.

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

January 12, 1987

January 26, 1987

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 REGARDING DETERMINATION TO ISSUE GENERAL OBLIGATION BONDS OF THE CITY OF INDIANAPOLIS was published twice in The Indianapolis NEWS and twice in The Indianapolis STAR on Friday, January 9, 1987, and Friday, January 16, 1987.

Taxpayers were notified that on January 5, 1987, the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), did adopt Special Ordinance No. 1, 1987, determining to issue special taxing district bonds of the City.

Please note attachment.

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

January 12, 1987

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 OF PETITION FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF INDIANAPOLIS was published once in The Indianapolis STAR and once in The Indianapolis NEWS on Friday, January 9, 1987.

Taxpayers were notified that a petition has been filed by more than fifty (50) owners of real property subject to taxation located in the City requesting the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), to issue general obligation bonds of the City.

Please note attachment.

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

January 12, 1987

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

Ladies and Gentlemen:

"I, Beverly S. Rippy, have caused to be published in The Indianapolis Star and The Indianapolis News on January 9, 1987, a notice to the taxpayers of the City of Indianapolis, Indiana, notifying such taxpayers that a petition has been filed by more than 50 owners of real property subject to taxation located in the City,

*Journal of City-County Council*

requesting the City-County Council of the City to issue general obligation bonds of the City, in an aggregate amount not to exceed Five Million Dollars (\$5,000,000) for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks. In addition, I have caused to be posted on January 9, 1987, in three public places in the City, a copy of the foregoing notice."

Please note attachment.

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

January 12, 1987

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

Ladies and Gentlemen:

"I, Beverly S. Rippy, have caused to be published twice in The Indianapolis Star and twice in The Indianapolis News on January 9, 1987, and January 16, 1987, a notice to the taxpayers of the City of Indianapolis, Indiana, notifying such taxpayers that on January 5, 1987, the City-County Council did adopt Special Ordinance No. 1, 1987, determining to issue general obligation bonds of the City, in an aggregate amount not to exceed Five Million Dollars (\$5,000,000) for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of curbs and sidewalks. In addition, I caused to be posted on January 9, 1987, in three public places in the City, a copy of the foregoing notice."

Please note attachment.

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

January 14, 1987

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. 1, 1987, 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.

FISCAL ORDINANCE NO. 2, 1987, 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.

January 26, 1987

FISCAL ORDINANCE NO. 3, 1987, 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 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.

FISCAL ORDINANCE NO. 4, 1987, 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.

FISCAL ORDINANCE NO. 5, 1987, 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.

SPECIAL ORDINANCE NO. 1, 1987, 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.

SPECIAL RESOLUTION NO. 1, 1987, welcoming Ron Meyer to the City of Indianapolis and congratulating him on his first three (3) wins as head coach of the Indianapolis Colts.

SPECIAL RESOLUTION NO. 2, 1987, recognizing and honoring Elizabeth Samkowski.

SPECIAL RESOLUTION NO. 3, 1987, commemorating H. E. Gene Stofer for his receipt of the State of Indiana Fire Fighter Meritorious Service Award.

SPECIAL RESOLUTION NO. 4, 1987, commemorating Charles Bogden for his receipt of the Indiana Fire Fighter Meritorious Service Award.

SPECIAL RESOLUTION NO. 5, 1987, honoring the Franklin Central High School Flashes.

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

Report of Committee on Committees - President SerVaas explained that the Committee on Committees met to discuss Councillors' assignments to standing committees and that the following report of appointments was approved:

COMMITTEE ON COMMITTEES: Beurt SerVaas, Chairman (Rul.&Pol.), Donald Miller (Metro.Dev., Rul.&Pol.), Rozelle Boyd (Pub.Wks., Rul.&Pol., Metro.Dev.)

## *Journal of City-County Council*

**ADMINISTRATION:** Stephen West, Chairman (PS&CJ), Beulah Coughenour (Pub.Wks.), Carlton Curry (Com.Aff., Trans.), Harold Hawkins (Co.&Twps., Rul.&Pol., PS&CJ), Holley Holmes (PS&CJ, Co.&Twps.), David McGrath (Rul.&Pol., Trans.), Julius Shaw (Mun.Corps., PS&CJ)

**COMMUNITY AFFAIRS:** Betty Stewart, Chairman (Econ.Dev.), Ray Crowe (Parks&Rec., Metro.Dev.), Carlton Curry (Admin., Trans.), Ken Giffin (Mun.Corps., Parks&Rec., PS&CJ), Lula Journey (Parks&Rec., PS&CJ, Metro.Dev.), Patricia Nickell (PS&CJ, Pub.Wks.), Susan Williams (Co.&Twps., Trans., Econ.Dev.)

**COUNTY & TOWNSHIPS:** Dwight Cottingham, Chairman (Rul.&Pol.), Amy Bradley (Pub.Wks., Trans.), Harold Hawkins (PS&CJ, Admin., Rul.&Pol.), Holley Holmes (Admin., PS&CJ), Stuart Rhodes (Pub.Wks., Trans.), Susan Williams (Com.Aff., Trans., Econ.Dev.)

**ECONOMIC DEVELOPMENT:** William Schneider, Chairman (Trans.), Richard Clark (Mun.Corps., Parks&Rec.), Gordon Gilmer (Trans.), Glenn Howard (Pub.Wks. Parks&Rec., Mun.Corps.), Wayne Rader (Trans., Metro.Dev.), Betty Stewart (Com.Aff.), Stan Strader (Metro.Dev., Parks&Rec.), Susan Williams (Co.&Twps., Trans. Com.Af.)

**METROPOLITAN DEVELOPMENT:** Philip Borst, Chairman (PS&CJ), Rozelle Boyd (Pub.Wks., Rul.&Pol.), Ray Crowe (Parks&Rec., Com.Aff.), Lula Journey (Parks&Rec., PS&CJ, Com.Aff.), Donald Miller (Rul.&Pol., Comm.on Comm.), Wayne Rader (Trans., Econ.Dev.), Stanley Strader (Parks&Rec., Econ.Dev.)

**MUNICIPAL CORPORATIONS:** Richard Clark, Chairman (Econ.Dev., Parks&Rec.), Allen Durnil (Parks&Rec.), Ken Giffin (Com.Aff., Parks&Rec., PS&CJ), Glenn Howard (Econ.Dev., Parks&Rec., Pub. Wks.), Julius Shaw (PS&CJ, Admin.), David Page (Trans., Pub.Wks.)

**PARKS AND RECREATION:** Allen Durnil, Chairman (Mun.Corps.), Ray Crowe (Com.Aff., Metro.Dev.), Richard Clark (Mun.Corps., Econ.Dev.), Ken Giffin (Mun.Corps., Com.Aff., PS&CJ), Glenn Howard (Econ.Dev., Mun.Corps., Pub.Wks.), Lula Journey (PS&CJ, Metro.Dev., Com.Aff.), Stanley Strader (Econ.Dev., Metro.Dev.)

**PUBLIC SAFETY AND CRIMINAL JUSTICE:** William Dowden, Chairman (Rul.&Pol.), Philip Borst (Metro.Dev.), Ken Giffin (Mun.Corps., Parks&Rec., Com.Aff.), Harold Hawkins (Co.&Twps., Admin., Rul.&Pol.), Holley Holmes (Co.&Twps., Admin.), Lula Journey (Parks&Rec., Metro.Dev., Com.Aff.), Patricia Nickell (Pub.Wks., Com.Aff.), Julius Shaw (Mun.Corps., Admin.), Stephen West (Admin.)

**PUBLIC WORKS:** Beulah Coughenour, Chairman, (Admin.), Rozelle Boyd (Pub.Wks., Metro.Dev., Rul.&Pol.), Amy Bradley (Co.&Twps., Trans.), Glenn Howard (Mun.Corp., Parks&Rec., Econ.Dev.), Patricia Nickell (PS&CJ., Com.Aff.), David Page (Mun.Corp., Trans.), Stuart Rhodes (Co.&Twps., Trans.)

**RULES AND POLICY:** David McGrath, Chairman (Admin., Trans.), Rozelle Boyd (Pub.Wks., Metro.Dev.), Dwight Cottingham (Co.&Twps.), William Dowden (PS&CJ), Harold Hawkins (Co.&Twps., PS&CJ, Admin.), Donald Miller (Comm.on Comm., Metro.Dev.), Beurt SerVaas (Comm.on Comm.)

**TRANSPORTATION:** Gordon Gilmer, Chairman (Econ.Dev.), Amy Bradley (Co.&Twps., Pub.Wks.), Carlton Curry (Admin., Com.Aff.), David McGrath (Rul., &Pol., Admin.), David Page (Mun.Corp., Pub.Wks.), Wayne Rader (Metro.Dev., Econ.Dev.), Williams Schneider (Econ.Dev.), Stuart Rhodes (Pub.Wks., Co.&Twps.), Susan Williams (Co.&Twps., Com.Aff., Econ.Dev.)

The President stated he had appointed committee chairpersons as indicated on the report.

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

PROPOSAL NO. 62, 1987. This proposal expresses the continued need for a public transportation system in the City of Indianapolis and Marion County and the need for additional assistance with public funds for the continued existence of said system. Proposal No. 62 is co-sponsored by Councillors Clark, Durnil and Howard. Councillor Clark stated that the Municipal Corporations Committee met on January 8, 1987, and heard a presentation by the Indianapolis Public Transportation Corporation (METRO). Councillor Clark referred to minutes from the meeting, explaining that the bus company will experience a great loss of federal revenue for 1987. The loss of revenue may necessitate an increase in the fare box including possible reductions in services. Needless to say, alternative sources of revenue should be investigated.

January 26, 1987

It was Councillor Schneider's opinion that METRO should increase the fare box to provide additional revenue.

President SerVaas relinquished the gavel to Vice President Miller. Councillor SerVaas questioned certain wording in the resolution, specifically, the meaning of "alternative methods of funding". Prior to the formation of METRO in the early 1970's, the bus company had an approximate one-half million dollar shortfall in its budget. The yearly deficit has now climbed to almost \$7 million per year: METRO's operating expenses are about twice as expensive as their revenues.

Councillor SerVaas commented that when he was employed downtown many years ago, he paid about 7% of his income for public transportation to and from the downtown area. This may be compared to people currently using public transportation to and from the downtown area paying only 2% of their income for the service.

Councillor SerVaas suggested that research be conducted with regard to ridership, i.e. how many empty seats are there on every bus.

It was Councillor SerVaas' opinion that the Municipal Corporations Committee should more closely examine Proposal No. 62, 1987.

Councillor Durnil stated that the public should decide if they want public transportation. He stressed that the resolution is only asking the State of Indiana to support public transportation.

It was Councillor Clark's opinion that ridership will decline if the fare box is increased too much.

Councillor Clark moved, seconded by Councillor Howard, for adoption. Proposal No. 62, 1987, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 6, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 6, 1987

A SPECIAL RESOLUTION expressing the continued need for a public transportation system in the City of Indianapolis and Marion County and the need for additional assistance with public funds for the continued existence of said system.

WHEREAS, public transportation is necessary to relieve traffic congestion in the City of Indianapolis and Marion County; and

WHEREAS, public transportation is an essential public utility to promote the economic welfare of the community; and

WHEREAS, the Indianapolis Public Transportation Corporation provides vital transportation services to the spectators of the many sporting events which are conducted in the City and County; and

WHEREAS, it is the public policy of the City and County to promote and support public transportation; and

WHEREAS, it is in the best interest of the City and County to maintain a public transportation system which provides convenient, trustworthy, efficient and safe mass transportation; and

WHEREAS, the need exists to find a way to generate additional funds for Indianapolis Public Transportation Corporation from public assistance,

WHEREAS, the City-County Council recognizes the need to continue the federal, state and local partnership in funding for public transportation; now therefore:

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

*Journal of City-County Council*

SECTION 1. That the city and county encourage the state to authorize the Indianapolis Public Transportation Corporation, as the local operating agency, to find alternative methods of funding its operating budget which is reviewed by both the City-County Council and the State Board of Tax Commissioners.

SECTION 2. That the city and county encourage the Indiana General Assembly to provide additional state aid for public transportation, either through an increase in the Public Mass Transportation Fund or other means, as the General Assembly might decide.

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. 63, 1987, commends the Reverend Wayne T. Harris. Councillor Howard, sponsor, read the resolution, presented a framed copy to Reverend Harris, and moved for its adoption. Proposal No. 63, 1987, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 7, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 7, 1987

A SPECIAL RESOLUTION commending Reverend Wayne T. Harris and the Mount Olive Baptist Church.

WHEREAS, Reverend Wayne T. Harris is the Pastor of the Mount Olive Baptist Church, located at 1003 West 16th Street; and

WHEREAS, under his leadership with the concurrence of the Board of Trustees, deacons and more than 3,000 members of the church, the Mount Olive Baptist Church has totally constructed and funded a shelter for the homeless of this community; and

WHEREAS, the Mount Olive Baptist Church Crisis Center/Shelter has a capacity of sixty residents, a full-time paid staff of four persons, and utilizes twelve volunteers each day; now therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County, Indiana, commends Reverend Wayne T. Harris and the membership of the Mount Olive Baptist Church for its foresight and dedication to the less fortunate of our community.

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

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

PROPOSAL NO. 64, 1987. This proposal, co-sponsored by Councillors Dowden, Giffin and Miller, honors and commends Indianapolis Fire Department Chief Donald P. Strietelmeier. President SerVaas explained that Chief Strietelmeier was unable to attend the meeting. Consent was given to postpone Proposal No. 64, 1987, until the February 9, 1987, meeting of the Council.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 31, 1987. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$3,004,530 for the Department of Administration, Central Equipment Management Division, to replace police vehicles"; and the President referred it to the Administration Committee.

PROPOSAL NO. 32, 1987. Introduced by Councillor Stewart. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$90,000 for the Marion County Guardian Home for social services for children at risk: funds provided by a Lilly Endowment grant"; and the President referred it to the Community Affairs Committee.



PROPOSAL NO. 33, 1987. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Curt Coonrod to the Information Services Agency Board"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 34, 1987. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing David Frizzel to the Board of Zoning Appeals II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 35, 1987. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Mary Jane Klepek to the Board of Zoning Appeals III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 36, 1987. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,059,185 for the Department of Parks and Recreation, Administration Division, to improve park facilities and lands at various locations"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 37, 1987. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$300,000 for the Department of Parks and Recreation, Administration Division, to construct a soccer complex: funds provided from a Lilly Endowment grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 38, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$3,815,411 for the Department of Public Safety, Police Division, for vehicles"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 39, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$21,000 for the Superior Court, Criminal Division, Probation Department, for salary adjustments, additional personnel, and remodelling to provide additional security and more efficient usage of available space"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 40, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,361,152 for the Marion County Sheriff for vehicles from the County Cumulative Capital Development Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 41, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$19,710 for the Juvenile Detention Center to purchase an electronic communications system: funds provided by an Indianapolis Foundation grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 42, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$29,171 for

the Presiding Judge of the Municipal Court for the Wristlet Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 43, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$10,000 for the Presiding Judge of the Municipal Court for drug testing evaluation: funds provided by a National Institute of Justice grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 44, 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 Volunteers of America, Indianapolis Post, for a residential community corrections program for eligible offenders"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 45, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1987-88 and approves the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1987-88 grant application to the State of Indiana, Department of Corrections"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 46, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to the ordinance for the Marion County Justice Agency Board by establishing a procedure for allowing proxies"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 47, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$825,461 for the Department of Public Works, Administration Division, to provide financial assistance to certain areas in need of sewers but are unable to afford the total cost of sewers"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 48, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$5,064,003 for the Department of Public Works, Flood Control Division, to construct drainage projects in problem areas"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 49, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$625,000 for the Department of Public Works, Liquid Waste Processing Operations Division, to partially fund the IMAGIS program"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 50, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,200,000 for the Department of Public Works, Liquid Waste Processing Operations Division, for maintenance and improvement of infrastructure"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 51, 1987. Introduced by Councillors Giffin, Curry, Coughenour, Howard, McGrath and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to restrict tobacco smoking in certain areas of local government buildings"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 52, 1987. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION establishing the allocation of cumulative capital development funds for 1987"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 53, 1987. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION requesting the Rules and Policy Committee to review all city and county bond holdings and bonded indebtedness"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 54, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,108,523 for the Department of Transportation for various projects"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 55, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to intersection controls for Belmont and Raymond Street: Harding Street and Hudnut Boulevard"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 56, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to intersection control changes on Agnes Street at Indiana Avenue: 10th Street and Walnut Street: Locke Street and Walnut Street: also parking control changes on a portion of Agnes Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 57, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to parking control changes on portions of Illinois Street and 26th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 58, 1987. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to weight load restrictions for portions of Beeler Avenue, Patricia Street and 32nd Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 59, 1987. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to parking meter regulations, specifically, when time limits and charges shall be in effect"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 60, 1987. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION nominating Robert K. Whipple to the Indianapolis Economic Development Commission"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 61, 1987. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing members to certain boards and commissions"; and the President referred it to Various Committees.

PROPOSAL NO. 77, 1987. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing amendment to the Annual Contributions Contract between the City as the Local Housing Authority and HUD.

President SerVaas referred to Proposal No. 61, 1987, which concerns reappointments to various boards and commissions. He asked that committee chairmen schedule the reappointees to be interviewed by the respective committees.

Councillor Clark requested that attendance records for the persons being reappointed be available.

### SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 3, 1987, is a resolution extending the expiration date contained in an inducement resolution adopted in November 1985, for Stewart Manufacturing Company, Inc. PROPOSAL NO. 4, 1987, is a resolution extending the expiration 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.

PROPOSAL NO. 5, 1987, is a resolution extending the expiration date in an inducement resolution adopted in November 1985, for Stenz & Associates, Inc. or its assigns. The Economic Development Committee on January 21, 1987, recommended Proposal Nos. 3 and 4, 1987, Do Pass and Proposal No. 5, 1987, To Be Stricken, by 7-0 votes. Proposal No. 5, 1987, was stricken by Consent. Councillor Schneider moved, seconded by Councillor Rader, for adoption of Proposal Nos. 3 and 4. Proposal Nos. 3 and 4, 1987, were adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Bradley, Clark, Coughenour, Crowe, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Cottingham, Curry, McGrath, Shaw*

Proposal No. 3, 1987, was retitled SPECIAL RESOLUTION NO. 9, 1987, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1987

A SPECIAL RESOLUTION amending City-County Special Resolution No. 164, 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. 164, 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 Stewart Manufacturing Company,

January 26, 1987

Inc. (the "Company") which Inducement Resolution set an expiration date of January 31, 1987 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 January 31, 1987 contained therein and replacing said date with the date of August 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. 4, 1987, was retitled SPECIAL RESOLUTION NO. 10, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1987

A SPECIAL RESOLUTION amending City-County Special Resolution No. 34, 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. 34, 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 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 (the "Company") which Inducement Resolution set an expiration date of January 31, 1987 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 January 31, 1987 contained therein and replacing said date with the date of August 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. 65 - 76, 1987. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 22, 1987". The Council did not schedule Proposal Nos. 65 - 76, 1987, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 65 - 76, 1987, were retitled REZONING ORDINANCE NOS. 10 - 21, 1987, take effect thirty days after the respective certification, and read as follows:

*Journal of City-County Council*

REZONING ORDINANCE NO. 10, 1987. 86-Z-260 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3

7253 NORTH SHADELAND ROAD, INDIANAPOLIS.

Metropolitan Development Commission requests the rezoning of 0.77 acre, being in the A-2 district, to the C-1 classification, to correct a mapping error relating to rezoning petition 81-Z-4.

REZONING ORDINANCE NO. 11, 1987. 86-Z-263 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13

10612 EAST WASHINGTON STREET, INDIANAPOLIS.

Wilson S. Stober, requests the rezoning of 11.2 acres, being in the D-1 district, to the C-1 classification, to provide for the construction of a mortuary.

REZONING ORDINANCE NO. 12, 1987. 86-Z-264 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16

1301 STADIUM DRIVE, INDIANAPOLIS.

Lincoln Technical Institute, Inc., by Mark E. Maddox, requests the rezoning of 2.75 acres, being in the D-5 district, to the C-4 classification, to provide parking for a technical school.

REZONING ORDINANCE NO. 13, 1987. 86-Z-266 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1

8403 MOLLER ROAD, INDIANAPOLIS.

Park 100 Joint Venture, by Philip A. Nicely, requests the rezoning of 3.97 acres, being in the I-4-S district, to the SU-9 classification, to provide for a post office..

REZONING ORDINANCE NO. 14, 1987. 86-Z-269 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12

4501 NORTH SHADELAND AVENUE, LAWRENCE.

Bob Powers Toyota, by Ray Good, requests the rezoning of 2.08 acres, being in the C-4 and D-3 districts, to the C-5 classification, to provide for automobile sales.

REZONING ORDINANCE NO. 15, 1987. 86-Z-272 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13

8124 EAST THOMPSON ROAD, INDIANAPOLIS.

Annette Boyle, et. al., by John A. Kitley, request the rezoning of 66.16 acres, being in the A-2 district, to the D-2 classification, to provide for residential use by platting.

REZONING ORDINANCE NO. 16, 1987. 86-Z-275 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

11350 EAST 75TH STREET, INDIANAPOLIS.

The Estate of Daniel I. Glossbrenner, by Thomas Michael Quinn, requests therezoning of 47.12 acres, being in the A-2 district, to the D-3 classification, to provide for single-family residential development as an extension of Geist Valley Estates.

REZONING ORDINANCE NO. 17, 1987. 86-Z-276 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

7650 OAKLANDON ROAD, INDIANAPOLIS.

The Estate of Daniel I. Glossbrenner, by Thomas Michael Quinn, requests the rezoning of 14 acres, being in the A-2 district, to the D-3 classification, to provide for single-family residential development.

REZONING ORDINANCE NO. 18, 1987. 86-Z-277 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

7850 OAKLANDON ROAD, INDIANAPOLIS.

The Estate of Daniel I. Glossbrenner, by Thomas Michael Quinn, requests the rezoning of 32 acres, being in the A-2 district, to the D-6 classification, to provide for the development of single-family cluster dwellings.

REZONING ORDINANCE NO. 19, 1987. 86-Z-284 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

7801 SUNNYSIDE ROAD, INDIANAPOLIS.

Compucom Development Corporation, by Thomas Michael Quinn, requests the rezoning of 14.14 acres, being in the D-P district, to the C-3 classification, to provide for a neighborhood shopping center.

REZONING ORDINANCE NO. 20, 1987. 86-Z-285 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

11002 EAST 75TH STREET, INDIANAPOLIS.

Compucom Development Corporation, by Thomas Michael Quinn, requests the rezoning of 129.73 acres, being in the D-P district, to the D-3 classification, to provide for single-family residential development.

REZONING ORDINANCE NO. 21, 1987. 87-Z-2 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 6

8565 HAVERSTICK ROAD, INDIANAPOLIS.

January 26, 1987

Eaton & Lauth Development Corporation, by Michael C. Cook, requests the rezoning of 6.39 acres, being in the A-2 district, to the C-S classification, to provide for the construction of two buildings containing a total of 57,780 square feet to be used for restaurants, specialty food stores, specialty retail stores, offices, banks and savings and loan and personal service establishments.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 737, 1986. This proposal approves the issuance of temporary tax anticipation time warrants for the County General Fund for the period of January 2, 1987, to December 30, 1987. The County and Townships Committee on January 13, 1987, recommended Proposal No. 737, 1986, Do Pass by a 5-0 vote. The President called for public testimony at 7:55 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Giffin, for adoption. Proposal No. 737, 1986, was adopted on the following roll call vote; viz:

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

*0 NAYS*

*2 NOT VOTING: Curry, Giffin*

Proposal No. 737, 1986, was retitled FISCAL ORDINANCE NO. 6, 1987, and reads as follows:

#### CITY-COUNTY FISCAL ORDINANCE NO. 6, 1987

A FISCAL ORDINANCE authorizing Marion County to borrow on a temporary loan for the use of the County General Fund during the period January 2, 1987, to December 30, 1987, in anticipation of current taxes levied in the year 1986 and collectible in the year 1987, authorizing the issuance of tax anticipation time warrants to evidence such loan: pledging and appropriating the taxes to be received in said fund to the payment of said tax anticipation time warrants including the interest thereon.

WHEREAS, the Auditor of Marion County has filed with the Mayor of the Consolidated City an estimate and statement showing the amount of money needed to pay current expenses from the County General Fund pending the receipt of current revenues actually levied and now in process of collection, and the Mayor did make and enter of record a finding, and said Auditor and Mayor have requested the City-County Council to authorize temporary borrowing to procure the funds necessary for use by the County General Fund and to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of Tax Anticipation Warrants; and

WHEREAS, the City-County Council now finds that the request should be granted, and that the City-County Council should authorize the making of a loan and the issuance of Tax Anticipation Warrants of the County to evidence the same; now, therefore:

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

SECTION 1. That the Auditor of Marion County and Mayor of the Consolidated City of Indianapolis are authorized to borrow in the name of Marion County on a temporary loan against current revenues actually levied and in process of collection for the County General Fund, for and on behalf of said County, for the purpose of procuring the funds immediately and temporarily necessary for use for expenditures from the County General Fund to be paid from said County General Fund prior to the actual receipt of taxes required for the payment of incidental expenses incurred in connection with the issuance of the Tax Anticipation Warrants of the County in the manner provided for by the statute.

SECTION 2. That the amount of said loan and the Tax Anticipation Warrants issued to evidence the same shall be in the maximum of thirty-three million nine hundred thousand dollars (\$33,900,000). Said Tax Anticipation Warrants shall be dated as of date or dates of delivery thereof to the purchaser, shall be in such number and denomination or denominations, not less than \$100,000 as shall be requested by the purchaser or purchasers and shall bear interest at a rate or rates determined in Section 4, and shall mature and be payable on the 30th day of December, 1987, and the maximum amount of thirty-three million nine hundred thousand dollars (\$33,900,000) of the taxes actually levied and now in process of collection for the County General Fund in the year 1987, together with such amount of said taxes as is necessary to pay the interest on said warrants, is hereby appropriated and pledged for the purposes of paying said tax anticipation warrants together with the interest thereon when due.

Journal of City-County Council

SECTION 3. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate amount, dates, statutory citation, and other data, to be properly completed prior to the execution and delivery thereof):

STATE OF INDIANA, COUNTY OF MARION

No. \_\_\_\_\_ \$ \_\_\_\_\_

MARION COUNTY GENERAL FUND TAX ANTICIPATION WARRANT

For value received the Board of Commissioners of the County of Marion, in the State of Indiana, promises to pay to the bearer (or to the Indianapolis Local Public Improvement Bond Bank) from the Marion County General Fund the sum of \$ \_\_\_\_\_ dollars on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, with interest thereon at the rate of \_\_\_\_\_ percent (\_\_\_\_\_% ) per annum from the date hereof to the time of payment of the principal hereof, which interest is payable on the principal payment date hereof.

Both principal and interest of this warrant are payable in lawful money of the United States of America, at the Office of the Treasurer of Marion County, of the City of Indianapolis, Indiana. This warrant is one of an issue aggregating \_\_\_\_\_ dollars and is issued pursuant to and in accordance with City-County Fiscal Ordinance No. \_\_\_\_\_, duly adopted by the City-County Council on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and in strict conformity with Title 36, Article 2, Chapter 6 and Title 36, Article 3 of the Indiana Code as amended.

All acts, conditions and things to be done precedent to and in the execution, issuance and delivery of this warrant have been done and performed in regular and due form as provided by law, and this warrant is within every limit of indebtedness prescribed by the constitution and the laws of the State of Indiana. Sufficient receipts from taxation for the County General Fund of Marion County from levies actually made and now in process of collection for the current year as may be necessary are hereby irrevocably pledged to the punctual payment of the principal and interest of this warrant according to its terms.

IN WITNESS WHEREOF, the Board of Commissioners of the County of Marion, has caused this warrant to be issued and signed in its name by its duly elected, qualified and acting Commissioners, countersigned by the Mayor of the City of Indianapolis, attested by its duly elected, qualified and acting County Auditor, and the seal of said Board of Commissioners to be hereunto affixed, as of the \_\_\_\_\_ day of \_\_\_\_\_.

SEAL

MARION COUNTY

BY: \_\_\_\_\_  
COMMISSIONERS OF MARION COUNTY

COUNTERSIGNED:

\_\_\_\_\_  
MAYOR, CITY OF INDIANAPOLIS

ATTEST:

\_\_\_\_\_  
AUDITOR OF MARION COUNTY

SECTION 4. The Auditor is hereby authorized and directed to have said Tax Anticipation Warrants prepared and the Board of Commissioners of the County, the Mayor of the City of Indianapolis and the Auditor of the County are hereby authorized and directed to execute said Tax Anticipation Warrants in the manner substantially set out in the form hereinbefore provided. The Auditor may sell any or all of said warrants to the Indianapolis Local Public Improvement Bond Bank ("Bond Bank") pursuant to I.C. 5-1.4 on such terms and conditions as are mutually agreed to between the Auditor and the Bond Bank. The Auditor may sell any or all of said warrants at public sale. Said warrants may be sold at one sale or in parcels at more than one sale, provided that the total amount of said warrants sold shall not exceed the amount herein authorized. Prior to the sale of said warrants at public sale, the Auditor shall cause to be published a notice of said sale in accordance with I.C. 5-3-1. If sold at public sale, the Auditor shall sell said warrants to the highest qualified responsible bidder, offering the lowest net interest cost to the County on all of the warrants bid for to maturity and deducting therefrom the premium bid if any. If sold at public sale, all bids shall be for not less than the par value of the warrants bid for including accrued interest at the date or dates of delivery of said warrants. The Auditor shall have the right to reject any and all bids. The proper officers of the County are authorized to deliver the warrants to the purchaser or purchasers of said warrants for the agreed purchase price. The warrants may all be delivered at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to said delivery by and between the Auditor and the purchaser of the warrants. In the event of a sale of such warrants to the Bond Bank, the Auditor, Mayor and Board of Commissioners are authorized to execute an Advance Funding Agreement with the Bond Bank in a form acceptable to the Auditor, and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such warrants.



January 26, 1987

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

PROPOSAL NO. 738, 1986. This proposal 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. The County and Townships Committee on January 13, 1987, recommended Proposal No. 738, 1986, Do Pass As Amended, by a 5-0 vote. Due to the necessity of additional legal advertising being required, Councillor Cottingham moved to postpone Proposal No. 738, 1986, As Amended, until the February 9, 1987, meeting of the Council. Consent was given.

PROPOSAL NO. 739, 1986. This proposal appropriates \$20,000 for the Warren Township Assessor for a reassessment liaison. Councillor Cottingham explained that he was not on the prevailing side of the committee report and requested that Councillor Holmes provide information regarding Proposal No. 739.

Councillor Holmes stated that the County and Townships Committee on January 13, 1987, recommended Proposal No. 739, 1986, Do Pass by a 4-1 vote. Councillor Holmes moved, seconded by Councillor Giffin, for adoption.

Councillor Bradley inquired how much money was available in the Reassessment Fund for 1987.

Marion County Auditor Curt Coonrod stated that he would research the availability of funds.

Councillor Holmes explained that other assessors attending the January 13th County and Townships Committee meeting did not indicate if they would also be requesting a similar liaison position to that approved by Proposal No. 739.

Councillor Cottingham stated that a liaison was approved in mid 1986 to work with all nine township assessors and the Cole-Layer-Trumble representatives. Councillor Cottingham added that the assessors would present a "reassessment budget" request later in 1987. It was his opinion that the Warren Township Assessor's request for a liaison should be included in that request.

Councillor Durnil mentioned that Mr. Monschein has been the Warren Township Assessor for approximately twenty-one years and that he is one of the few assessors currently holding office that has been through prior reassessments. It was his opinion that Mr. Monschein has the expertise to know if a liaison is needed.

Councillor Clark commended Mr. Monschein for his outstanding tenure as the Warren Township Assessor and stated that Mr. Monschein has served in a number of leadership roles for various assessor-related associations throughout his tenure.

Councillor Rhodes stated that his only objection to the appropriation was that it was not timely, referring to the other assessors not yet having made up their minds about also hiring a liaison. Councillor Rhodes moved to postpone Proposal No. 739, 1986.

Councillor Cottingham insisted that all assessors should work together. He moved to call the question on the main motion.

Councillor Howard moved to table Proposal No. 739, 1986.

The President called for public testimony at 8:13 p.m. There was no additional testimony.

After hearing the voice vote to postpone Proposal No. 739, 1986, the President ruled that the Nays carried.

Proposal No. 739, 1986, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Bradley, Clark, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Page, Rader, Schneider, Shaw, SerVaas, Stewart, Strader, Williams

5 NAYS: Cottingham, Gilmer, Howard, Rhodes, West

Proposal No. 739, 1986, was retitled FISCAL ORDINANCE NO. 7, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Twenty Thousand Dollars (\$20,000) in the Property Reassessment Fund for purposes of the Warren Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (d)(7) 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 Warren Township Assessor for a reassessment liaison.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>WARREN TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	<u>\$20,000</u>
TOTAL INCREASE	\$20,000

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered Property Reassessment Fund	<u>\$20,000</u>
TOTAL REDUCTION	\$20,000

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

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. 750, 1986, appropriates \$15,000 for the Marion County Superior Court, Juvenile Division, for a drug testing program for all juveniles in detention. The Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 741, 742, and 750, 1986, Do Pass by a 7-0 vote.

Councillor Schneider expressed concern that there may be a duplication of effort "with all of this testing".

January 26, 1987

Marion County Prosecutor Stephen Goldsmith explained that the source of funds are from a federal/state jail overcrowding grant. The main purpose of the program is to benefit pre-trial detainees. He noted that a lot of detainees are in jail because of indigency, i.e. not being able to meet bail requirements, etc. Persons receiving a positive reading on a drug test will be requested to test again in two weeks, while those found having negative readings will have more of an opportunity than before to be released from incarceration. The Prosecutor was hopeful that an indigency fund would be established in the future.

Councillor Williams stressed that urine tests can be inconclusive.

Prosecutor Goldsmith explained that national experts have been consulted for the drug testing programs in Marion County and that there is only an approximate 1% error rate for "false/positives". Additional tests, if necessary, will be available through the Indiana University Medical School.

The President called for public testimony at 8:32 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal Nos. 741, 742 and 750, 1986, were adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, Shaw, SerVaas, Stewart, Strader, West, Williams*  
0 NAYS  
2 NOT VOTING: *Clark, Nickell*

Proposal No. 741, 1986, was retitled FISCAL ORDINANCE NO. 8, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Sixty-six Thousand One Hundred Ninety-four Dollars (\$66,194) in the State and Federal Grant Fund for purposes of the Forensic Services 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 (c)(7) 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 Forensic Services Agency to reappropriate federal grant funds for urine/drug testing.

SECTION 2. The sum of Sixty-six Thousand One Hundred Ninety-four Dollars (\$66,194) 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>FORENSIC SERVICES AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$54,524
3. Other Services & Charges	2,400
4. Capital Outlay	<u>70</u>
TOTAL INCREASE	56,994
<u>COUNTY AUDITOR</u>	
1. Personal Services	<u>9,200</u>
TOTAL INCREASE	\$66,194

Journal of City-County Council

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	\$66,194
TOTAL REDUCTION	\$66,194

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

Proposal No. 742, 1986, was retitled FISCAL ORDINANCE NO. 9, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 9, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City- County Fiscal Ordinance No. 89, 1986) appropriating an additional Eighty-four Thousand Twenty-one Dollars (\$84,021) in the County Corrections Fund for purposes of the Forensic Services 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 (c)(7) 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 Forensic Services Agency to reappropriate county corrections funds for a drug testing program.

SECTION 2. The sum of Eighty-four Thousand Twenty-one Dollars (\$84,021) 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>FORENSIC SERVICES AGENCY</u>	<u>COUNTY CORRECTIONS FUND</u>
2. Supplies	\$50,475
3. Other Services & Charges	33,546
TOTAL INCREASE	\$84,021

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

	<u>COUNTY CORRECTIONS FUND</u>
Unappropriated and Unencumbered	
County Corrections Fund	\$84,021
TOTAL REDUCTION	\$84,021

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

Proposal No. 750, 1986, was retitled FISCAL ORDINANCE NO. 10, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City- County Fiscal Ordinance No. 89, 1986) appropriating an additional Fifteen Thousand Dollars (\$15,000) in the Juvenile Probation Fees Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the Juvenile Probation Fees Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b)(4) of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Marion County Superior Court, Juvenile Division, to begin a drug testing program for all juveniles in detention: fees will be ordered as probation fees.

January 26, 1987

SECTION 2. The sum of Fifteen Thousand Dollars (\$15,000) 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>MARION COUNTY SUPERIOR COURT</u>	
<u>JUVENILE DIVISION</u>	<u>JUVENILE PROBATION FEES FUND</u>
2. Supplies	\$ 5,000
3. Other Services & Charges	<u>10,000</u>
TOTAL INCREASE	\$15,000

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

	<u>JUVENILE PROBATION FEES FUND</u>
Unappropriated and Unencumbered	
Juvenile Probation Fees Fund	<u>\$15,000</u>
TOTAL REDUCTION	\$15,000

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

PROPOSAL NO. 744, 1986. This proposal appropriates \$267,303 for the Prosecuting Attorney for five existing state and/or federal grants. Councillor Dowden stated that the Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 744, 1986, Do Pass by a 7-0 vote. The President called for public testimony at 8:34 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Nickell, for adoption. Proposal No. 744, 1986, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, McGrath, Miller, Nickell, Page, Rader, Schneider, Shaw, SerVaas, Stewart, Strader, West*

0 NAYS

4 NOT VOTING: *Howard, Journey, Rhodes, Williams*

Proposal No. 744, 1986, was retitled FISCAL ORDINANCE NO. 11, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Two Hundred Sixty-seven Thousand Three Hundred Three Dollars (\$267,303) in the State and Federal Grant Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

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)(22) 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 Prosecuting Attorney to reappropriate five existing state and/or federal grants.

SECTION 2. The sum of Two Hundred Sixty-seven Thousand Three Hundred Three Dollars (\$267,303) 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>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$176,115
2. Supplies	14,351
3. Other Services & Charges	15,051
4. Capital Outlay	<u>5,700</u>

Journal of City-County Council

211,217

COUNTY AUDITOR

1. Personal Services	56,086
TOTAL INCREASE	\$267,303

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

STATE AND FEDERAL GRANT FUND

Unappropriated and Unencumbered	
State and Federal Grant Fund	\$267,303
TOTAL REDUCTION	\$267,303

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

PROPOSAL NO. 745, 1986. This proposal appropriates \$170,000 from a non-governmental source (Private Industry Council) for the Prosecuting Attorney for "Project Challenge". Councillor Dowden reported that the Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 745, 1986, Do Pass by a 7-0 vote.

Councillor Schneider moved, seconded by Councillor Dowden, to amend Proposal No. 745, 1986, by adding what is commonly known as the "Patterson Amendment". The motion was carried by consent.

[Clerk's Note: the amendment was added as Section 5.]

The President called for public testimony at 8:40 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 745, 1986, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Clark, Cottingham, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, Shaw, SerVaas, Strader, West, Williams

0 NAYS

4 NOT VOTING: Bradley, Coughenour, Crowe, Stewart

Proposal No. 745, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 12, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Hundred Seventy Thousand Dollars (\$170,000) in the County Grant Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the County 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)(22) 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 Prosecuting Attorney to appropriate funds from a non-governmental source (Private Industry Council) for "Project Challenge".

SECTION 2. The sum of One Hundred Seventy Thousand Dollars (\$170,000) 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:

January 26, 1987

PROSECUTING ATTORNEY

3. Other Services & Charges  
TOTAL INCREASE

COUNTY GRANT FUND

\$170,000  
\$170,000

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

Unappropriated and Unencumbered  
County Grant Fund  
TOTAL REDUCTION

COUNTY GRANT FUND

\$170,000  
\$170,000

SECTION 5. The City-County Council has no intention of supplementing or financing the projects approved herein by use of revenues from any local tax regardless of source. Any time that knowledge is received that the private financing of this project is, or will be, reduced or eliminated, the supervisor or County Auditor, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue.

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

PROPOSAL NO. 746, 1986. This proposal appropriates \$640 for the Marion County Superior Court, Juvenile Division, to appropriate Guardian Ad Litem fees collected by the Court. The Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 746, 1986, Do Pass As Amended, by a 7-0 vote.

Councillor Schneider moved, seconded by Councillor Dowden, to amend Proposal No. 746, 1986, by adding what is commonly known as the "Patterson Amendment". After further consideration and the General Counsel questioning whether the amendment was applicable in this case, the motion was withdrawn.

The President called for public testimony at 8:46 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 746, 1986, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Bradley, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, Shaw, SerVaas, Stewart, Strader, West*

*0 NAYS*

*4 NOT VOTING: Clark, Crowe, Gilmer, Williams*

Proposal No. 746, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 13, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 13, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Eight Thousand Dollars (\$8,000) in the Guardian Ad Litem Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b)(4) of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Marion County Superior Court, Juvenile Division, to appropriate Guardian Ad Litem fees collected by the Court.

SECTION 2. The sum of Eight Thousand Dollars (\$8,000) 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:

Journal of City-County Council

MARION COUNTY SUPERIOR COURT  
JUVENILE DIVISION  
3. Other Services & Charges  
TOTAL INCREASE

GUARDIAN AD LITEM FUND  
\$8,000  
\$8,000

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

Unappropriated and Unencumbered  
Guardian Ad Litem Fund  
TOTAL REDUCTION

GUARDIAN AD LITEM FUND  
\$8,000  
\$8,000

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

PROPOSAL NO. 747, 1986. This proposal appropriates \$14,600 from private grant funds for the Marion County Superior Court, Juvenile Division, for Project Street Law for 1987. Councillor Dowden explained that the appropriation has been received from Indiana Bell Telephone through the Stanley K. Lacy Leadership Program sponsored by the Chamber of Commerce. The Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 747, 1986, Do Pass by a 7-0 vote. The President called for public testimony at 8:47 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 747, 1986, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Bradley, Clark, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, West*

0 NAYS

3 NOT VOTING: *Cottingham, Shaw, Williams*

Proposal No. 747, 1986, was retitled FISCAL ORDINANCE NO. 14, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Fourteen Thousand Six Hundred Dollars (\$14,600) in the County Grant Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County 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)(4) 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, Juvenile Division, to reapropriate funds from a private grant for Project Street Law for 1987.

SECTION 2. The sum of Fourteen Thousand Six Hundred Dollars (\$14,600) 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:

MARION COUNTY SUPERIOR COURT  
JUVENILE DIVISION  
2. Supplies  
3. Other Services & Charges  
TOTAL INCREASE

COUNTY GRANT FUND  
\$ 500  
14,100  
\$14,600

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



January 26, 1987

COUNTY GRANT FUND

Unappropriated and Unencumbered	
County Grant Fund	<u>\$14,600</u>
TOTAL REDUCTION	\$14,600

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

PROPOSAL NO. 748, 1986. This proposal appropriates \$1,500 from private grant funds for the Marion County Superior Court, Juvenile Division, for Project Turnabout for 1987. The Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 748, 1986, Do Pass As Amended, by a 7-0 vote.

Councillor Schneider moved, seconded by Councillor Miller, to amend Proposal No. 748, 1986, by adding what is commonly known as the "Patterson Amendment". The motion was carried by consent.

[Clerk's Note: the amendment was added as Section 5.]

The President called for public testimony at 8:50 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 748, 1986, As Amended, was adopted on the following roll call vote; viz:

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

Proposal No. 748, 1986, As Amended, was retitled FISCAL ORDINANCE NO. 15, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City- County Fiscal Ordinance No. 89, 1986) appropriating an additional Twelve Thousand Five Hundred Dollars (\$12,500) in the County Grant Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County 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)(4) 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, Juvenile Division, to appropriate funds from a private grant for Project Turnabout for 1987.

SECTION 2. The sum of Twelve Thousand Five Hundred Dollars (\$12,500) 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:

MARION COUNTY SUPERIOR COURT	
<u>JUVENILE DIVISION</u>	<u>COUNTY GRANT FUND</u>
3. Other Services & Charges	<u>\$12,500</u>
TOTAL INCREASE	\$12,500

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

	<u>COUNTY GRANT FUND</u>
Unappropriated and Unencumbered	
County Grant Fund	<u>\$12,500</u>

*Journal of City-County Council*

TOTAL REDUCTION

\$12,500

SECTION 5. The City-County Council has no intention of supplementing or financing the projects approved herein by use of revenues from any local tax regardless of source. Any time that knowledge is received that the private financing of this project is, or will be, reduced or eliminated, the supervisor or County Auditor, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue.

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

PROPOSAL NO. 749, 1986. This proposal appropriates \$46,082 for the Marion County Superior Court, Juvenile Division, to increase salaries of probation officers for 1987. Councillor Dowden stated that the Public Safety and Criminal Justice Committee on January 7, 1987, recommended that Proposal No. 749, 1986, be postponed indefinitely by a 7-0 vote.

Councillor Dowden moved to postpone Proposal No. 749, 1986, indefinitely in Council. Consent was given.

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 February 9, 1987, meeting of the Council. Consent was given.

PROPOSAL NO. 1, 1987. This proposal appropriates \$300,000 for the Department of Administration, Office of the Director, to provide eligibility of the Wellness Program to additional employees. Councillor West explained that certain agreements were reached in negotiating a compensation settlement with union eligible employees (A.F.S.M.E.): one of the benefits agreed upon was to make these employees eligible for participation in the Wellness Program. The Administration Committee on January 12, 1987, recommended Proposal No. 1, 1987, Do Pass by a 7-0 vote. The President called for public testimony at 8:57 p.m. There being no one present to testify, Councillor West moved, seconded by Councillor Howard, for adoption. Proposal No. 1, 1987, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, Miller, Page, Rader, Rhodes, Shaw, SerVaas, Stewart, Strader, West, Williams*

*0 NAYS*

*5 NOT VOTING: Clark, Dowden, McGrath, Nickell, Schneider*

Proposal No. 1, 1987, was retitled FISCAL ORDINANCE NO. 16, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Three Hundred Thousand Dollars (\$300,000) in the City General Fund for purposes of the Department of Administration, Director's Office, and reducing the unappropriated and unencumbered balance in the City General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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 Department of Administration, Office of the Director, to provide eligibility of the Wellness Program to additional employees.

January 26, 1987

SECTION 2. The sum of Three Hundred Thousand Dollars (\$300,000) 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>DEPARTMENT OF ADMINISTRATION</u>	<u>CITY GENERAL FUND</u>
3. Other Services & Charges	\$300,000
TOTAL INCREASE	\$300,000

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

	<u>CITY GENERAL FUND</u>
Unappropriated and Unencumbered	
City General Fund	\$300,000
TOTAL REDUCTION	\$300,000

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

PROPOSAL NO. 6, 1987. This proposal appropriates \$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.

Councillor Dowden stated that the grant will expire in September of 1987. The Public Safety and Criminal Justice Committee recommended Proposal No. 6, 1987, Do Pass by a 6-0 vote. The President called for public testimony at 8:58 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Nickell, for adoption. Proposal No. 6, 1987, was adopted on the following roll call vote; viz:

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

Proposal No. 6, 1987, was retitled FISCAL ORDINANCE NO. 17, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Thirty-four Thousand Three Hundred Eighty-eight Dollars (\$34,388) in the County General Fund for purposes of the Marion County Sheriff 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)(7) 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 Sheriff to reappropriate the balance of 1986 victim assistance grant funds for continuation of the program in 1987. All funds will be reimbursed from the state and federal government.

SECTION 2. The sum of Thirty-four Thousand Three Hundred Eighty-eight Dollars (\$34,388) 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>MARION COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$34,388
TOTAL INCREASE	\$34,388

Journal of City-County Council

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$34,388
TOTAL REDUCTION	\$34,388

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

PROPOSAL NO. 7, 1987. This proposal appropriates \$20,000 for the Prosecuting Attorney to transfer funds collected on bonds to the County Extradition Fund. Councillor Dowden stated that the Extradition Fund was established in April of 1986 and that it approves a five-dollar fee. The Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 7, 1987, Do Pass by a 7-0 vote. The President called for public testimony at 8:59 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Crowe, for adoption. Proposal No. 7, 1987, was adopted on the following roll call vote; viz:

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

Proposal No. 7, 1987, was retitled FISCAL ORDINANCE NO. 18, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Twenty Thousand Dollars (\$20,000) in the County Extradition Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the County Extradition 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)(22) 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 Prosecuting Attorney to transfer funds collected on bonds to the County Extradition Fund.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY PROSECUTING ATTORNEY</u>	<u>COUNTY EXTRADITION FUND</u>
3. Other Services & Charges	\$20,000
TOTAL INCREASE	\$20,000

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

	<u>COUNTY EXTRADITION FUND</u>
Unappropriated and Unencumbered	
County Extradition Fund	\$20,000
TOTAL REDUCTION	\$20,000

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

PROPOSAL NO. 11, 1987. This proposal authorizes the issuance of \$29,995,000 of Flood Control District Bonds to finance various flood control and drainage projects

January 26, 1987

throughout the county. Councillor Coughenour explained that the various projects are listed in the resolution. The projected timetable for completion varies; however, it may take two years to complete some projects as the Department has to acquire approximately 1,200 parcels of land before any work is started. The Public Works Committee on January 22, 1987, recommended Proposal No. 11, 1987, Do Pass by a 4-0-2 vote. The President called for public testimony at 9:00 p.m.

Mr. Carl Moldthan, President of the Indianapolis Taxpayers Association, noted the expensive nature of bond issues and suggested that a portion of sales tax revenues be designated for such projects.

There being no other requests for testimony, Councillor Coughenour moved, seconded by Councillor Nickell, for adoption. Proposal No. 11, 1987, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Gilmer, Holmes, Howard, McGrath, Miller, Nickell, Page, Rader, Schneider, Shaw, SerVaas, Stewart, Strader, West, Williams*

*1 NAY: Boyd*

*4 NOT VOTING: Dowden, Hawkins, Journey, Rhodes*

Proposal No. 11, 1987, was retitled GENERAL RESOLUTION NO. 1, 1987, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1987

A GENERAL RESOLUTION approving a Declaratory and a Confirmatory Resolution of the Board of Public Works of the City of Indianapolis, Indiana and approving issuance of bonds of the Flood Control District of the City of Indianapolis, Indiana, in one or more series or issues, in an aggregate principal amount not to exceed Twenty-nine Million Nine Hundred Ninety-five Thousand Dollars (\$29,995,000).

WHEREAS, on December 1, 1986, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Flood Control District of the City of Indianapolis, Indiana (the "Flood Control District"), adopted a Declaratory Resolution (Resolution No. 2733-1986) declaring that it is necessary for the general welfare, safety or security of the Flood Control District and that it will be of public utility and benefit in providing flood prevention and control for residents and property located in the Flood Control District to undertake and carry out certain projects pertaining to the following watercourses and drainage systems within the Flood Control District:

1. FC-142-001: Drainage improvements on Williams Creek from 86th Street to Meridian Street.
2. DR-05-001: Drainage improvements on Howland Ditch from White River to Allisonville Road.
3. DR-05-002: Drainage improvements on Howland Ditch from Allisonville Road to I-465.
4. DR-08-003: Drainage improvements in the residential area in the vicinity of Oakview Drive and Shanghai Road.
5. DR-08-004: Drainage improvements in the residential area in the vicinity of Marilyn Drive and Lafayette Road.
6. FC-135-001: Channel improvements on Glen Creek from Oakview Drive, South, to I-465.
7. DR-12-002: Drainage improvements on 61st Street from Parker Avenue to North and east of Chester Avenue.
8. DR-12-003: Drainage improvements in the residential area in the vicinity of 62nd Street and Oakland Avenue.
9. DR-12-004: Drainage improvements in the residential area in the vicinity of 5800 North Dearborn Avenue.
10. DR-20-003: Drainage improvements in the vicinity of 34th Street and Richardt Street.
11. DR-30-003: Drainage improvements in the residential area in the vicinity of Troy Avenue and Lockburn Street.
12. FC-103-002: Channel improvements on Windsor Creek from Pleasant Run to Pasadena Avenue.
13. FC-112-004: Channel improvements on Bean Creek from Emerson Avenue to Hawthorne Yards.
14. FC-130-002: Channel improvements on Lick Creek from 10th Street to Washington Street.
15. FC-134-001: Channel improvements on Field Creek from the vicinity of 42nd Street and Arborcrest Drive to Indian Creek.
16. FC-137-001: Channel improvements on Little Buck Creek from White River to Meridian Street.

*Journal of City-County Council*

17. FC-137-002: Channel improvements on Little Buck Creek from Meridian Street to Madison Avenue.
18. FC-137-003: Channel improvements on Little Buck Creek from Madison Avenue to Derbyshire Creek.
19. FC-144-001: Channel improvements on Derbyshire Creek from Little Buck Creek to the vicinity of McFarland Road and Banta Road.
20. FC-138-001: Channel improvements on the East Fork of White Lick Creek from the Thompson-Bailey Ditch to U.S. 40.
21. DR-29-001: Drainage improvements along Thompson-Bailey Ditch from the Conrail tracks to the East Fork of White Lick Creek.
22. DR-29-002: Drainage improvements in the residential area in the vicinity of Hamblen Drive.
23. FC-139-002: Channel improvements on Warren Creek from Franklin Road to I-465.
24. FC-143-001: Channel improvements on Wildcat Run from Acton Road to Buck Creek.
25. FC-104-002: Channel improvements at various locations along Crooked Creek.
26. FC-136-001: Channel improvements on Bailey Creek from White River to the residential area in the vicinity of 69th Street and Butler Avenue.
27. DR-29-003: Drainage improvements to an un-named tributary of the East Fork of White Lick Creek in the vicinity of Bridgeport Road and Mellen Road.
28. DR-29-004: Drainage improvements in the vicinity of U.S. 40 east of the Conrail tracks (7700 west).
29. DR-31-001: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Murray and Coffey.
30. DR-39-001: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Shelby and National.
31. DR-39-002: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Carson and Norton.
32. FC-146-001: Channel improvements along Highland Creek from Lick Creek to Interstate 65.
33. DR-39-003: Drainage improvements in the vicinity of Shelby Street and Thompson Road.
34. DR-40-004: Drainage improvements in Fairhaven Estates.
35. DR-40-005: Drainage improvements in the area bounded by Edgewood, I-65 and Grey Road.
36. DR-40-001: Drainage improvements in the Southern Heights Addition.
37. DR-40-002: Drainage improvements in the Sunny Breeze Addition.
38. DR-40-006: Drainage improvements along Wetnight Ditch from Grey Road to Shelbyville Road.
39. DR-19-001: Drainage improvements in the vicinity of 39th Street and Irvington Avenue.
40. DR-04-007: Drainage improvements in the residential area in the vicinity of Kenwood and Holliday Drive.
41. DR-39-004: Drainage improvements in the residential area in the vicinity of Morgan Avenue and Shelby.
42. FC-147-001: Channel improvements along Buffalo Creek from Meridian Street to Shelby Street.
43. FC-148-001: Channel improvements along Pond Branch from Buffalo Creek to U.S. 31.
44. DR-46-003: Drainage improvements in the residential area in the vicinity of Singleton Street and Stop 11.
45. DR-39-005: Drainage improvements in the vicinity of Manker Street and Prague Avenue.
46. DR-27-003: Drainage improvements along Post Road from Bonna Avenue to the Hartman Ditch.
47. DR-34-005: Drainage improvements in the residential area in the vicinity of Post Road and Prospect Street.
48. DR-37-002: Drainage improvements e residential area in the vicinity of Tincher Road and Varna Drive.
49. DR-46-004: Drainage improvements in the residential area in the vicinity of Mary Lane and Stop 11 Road.
50. FC-112-003: Channel improvements on Bean Creek from Raymond Street to Emerson.
51. DR-24-001: Installation of storm sewer along Indiana Avenue from Martin Luther King to Fall Creek.
52. DR-24-002: Installation of storm sewers in the residential area in the vicinity of Lockfield Gardens.
53. FC-145-001: Channel improvements on Haverstick Creek from 86th Street to 96th Street.
54. DR-40-003: Drainage improvements to Wetnight Ditch from Derbyshire Creek to Grey Road.
55. DR-27-002: Channel improvements along Kuhn Ditch from Washington Street to 10th Street.

WHEREAS, on December 16, 1986, after notice and hearing as provided by law, the Board adopted its Confirmatory Resolution (Resolution No. 2741-1986) (the "Confirmatory Resolution"), confirming Resolution No. 2733-1986 (Resolution No. 2733-1986 as confirmed by the Confirmatory Resolution shall hereinafter be referred to as the "Declaratory Resolution"); and

WHEREAS, a petition has been filed under the provisions of IC 6-1.1-20-3 by more than fifty (50) owners of real property subject to taxation in the Flood Control District of the City of Indianapolis, Indiana (the "Flood Control District"), to issue special taxing district bonds of the Flood Control District, in one or more series or issues, in an aggregate amount not to exceed Twenty-nine million Nine Hundred Ninety-five Thousand Dollars (\$29,995,000) for the purpose of procuring funds to refund all or a portion of a note of the Flood Control District issued on December 23, 1985, the proceeds of which were used to pay costs for which the Flood Control District may issue bonds, and to pay for property and construction in the Flood Control District and/or to refund obligations previously incurred to pay for property and construction in the Flood Control District, including without limitation, all expenses necessarily incurred in connection with the proceedings, together with a sum sufficient to pay the costs of the supervision and inspection during the period of construction, all expenses of every kind actually incurred preliminary to the acquiring

January 26, 1987

of the property and the construction of the work, such as the cost of necessary records, engineering expenses, publication of notices, salaries, and other expenses necessary to be incurred before and in connection with the acquiring of property, the awarding of contracts and the sale of bonds, and the cost of all lands, rights-of-way, and other property to be acquired, for one or more or parts of certain projects pertaining to the following watercourses and drainage systems within the Flood Control District:

1. FC-142-001: Drainage improvements on Williams Creek from 86th Street to Meridian Street.
2. DR-05-001: Drainage improvements on Howland Ditch from White River to Allisonville Road.
3. DR-05-002: Drainage improvements on Howland Ditch from Allisonville Road to I-465.
4. DR-08-003: Drainage improvements in the residential area in the vicinity of Oakview Drive and Shanghai Road.
5. DR-08-004: Drainage improvements in the residential area in the vicinity of Marilyn Drive and Lafayette Road.
6. FC-135-001: Channel improvements on Glen Creek from Oakview Drive, South, to I-465.
7. DR-12-002: Drainage improvements on 61st Street from Parker Avenue to North and east of Chester Avenue.
8. DR-12-003: Drainage improvements in the residential area in the vicinity of 62nd Street and Oakland Avenue.
9. DR-12-004: Drainage improvements in the residential area in the vicinity of 5800 North Dearborn Avenue.
10. DR-20-003: Drainage improvements in the vicinity of 34th Street and Richardt Street.
11. DR-30-003: Drainage improvements in the residential area in the vicinity of Troy Avenue and Lockburn Street.
12. FC-103-002: Channel improvements on Windsor Creek from Pleasant Run to Pasadena Avenue.
13. FC-112-004: Channel improvements on Bean Creek from Emerson Avenue to Hawthorne Yards.
14. FC-130-002: Channel improvements on Lick Creek from 10th Street to Washington Street.
15. FC-134-001: Channel improvements on Field Creek from the vicinity of 42nd Street and Arborcrest Drive to Indian Creek.
16. FC-137-001: Channel improvements on Little Buck Creek from White River to Meridian Street.
17. FC-137-002: Channel improvements on Little Buck Creek from Meridian Street to Madison Avenue.
18. FC-137-003: Channel improvements on Little Buck Creek from Madison Avenue to Derbyshire Creek.
19. FC-144-001: Channel improvements on Derbyshire Creek from Little Buck Creek to the vicinity of McFarland Road and Banta Road.
20. FC-138-001: Channel improvements on the East Fork of White Lick Creek from the Thompson-Bailey Ditch to U.S. 40.
21. DR-29-001: Drainage improvements along Thompson-Bailey Ditch from the Conrail tracks to the East Fork of White Lick Creek.
22. DR-29-002: Drainage improvements in the residential area in the vicinity of Hamblen Drive.
23. FC-139-002: Channel improvements on Warren Creek from Franklin Road to I-465.
24. FC-143-001: Channel improvements on Wildcat Run from Acton Road to Buck Creek.
25. FC-104-002: Channel improvements at various locations along Crooked Creek.
26. FC-136-001: Channel improvements on Bailey Creek from White River to the residential area in the vicinity of 69th Street and Butler Avenue.
27. DR-29-003: Drainage improvements to an un-named tributary of the East Fork of White Lick Creek in the vicinity of Bridgeport Road and Mellen Road.
28. DR-29-004: Drainage improvements in the vicinity of U.S. 40 east of the Conrail tracks (7700 west).
29. DR-31-001: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Murray and Coffey.
30. DR-39-001: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Shelby and National.
31. DR-39-002: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Carson and Norton.
32. FC-146-001: Channel improvements along Highland Creek from Lick Creek to Interstate 65.
33. DR-39-003: Drainage improvements in the vicinity of Shelby Street and Thompson Road.
34. DR-40-004: Drainage improvements in Fairhaven Estates.
35. DR-40-005: Drainage improvements in the area bounded by Edgewood, I-65 and Grey Road.
36. DR-40-001: Drainage improvements in the Southern Heights Addition.
37. DR-40-002: Drainage improvements in the Sunny Breeze Addition.
38. DR-40-006: Drainage improvements along Wetnight Ditch from Grey Road to Shelbyville Road.
39. DR-19-001: Drainage improvements in the vicinity of 39th Street and Irvington Avenue.
40. DR-04-007: Drainage improvements in the residential area in the vicinity of Kenwood and Holliday Drive.
41. DR-39-004: Drainage improvements in the residential area in the vicinity of Morgan Avenue and Shelby.
42. FC-147-001: Channel improvements along Buffalo Creek from Meridian Street to Shelby Street.
43. FC-148-001: Channel improvements along Pond Branch from Buffalo Creek to U.S. 31.
44. DR-46-003: Drainage improvements in the residential area in the vicinity of Singleton Street and Stop 11.
45. DR-39-005: Drainage improvements in the vicinity of Manker Street and Prague Avenue.

*Journal of City-County Council*

46. DR-27-003: Drainage improvements along Post Road from Bonna Avenue to the Hartman Ditch.
47. DR-34-005: Drainage improvements in the residential area in the vicinity of Post Road and Prospect Street.
48. DR-37-002: Drainage improvements in the residential area in the vicinity of Tincher Road and Varna Drive.
49. DR-46-004: Drainage improvements in the residential area in the vicinity of Mary Lane and Stop 11 Road.
50. FC-112-003: Channel improvements on Bean Creek from Raymond Street to Emerson.
51. DR-24-001: Installation of storm sewer along Indiana Avenue from Martin Luther King to Fall Creek.
52. DR-24-002: Installation of storm sewers in the residential area in the vicinity of Lockfield Gardens.
53. FC-145-001: Channel improvements on Haverstick Creek from 86th Street to 96th Street.
54. DR-40-003: Drainage improvements to Wetnight Ditch from Derbyshire Creek to Grey Road.
55. DR-27-002: Channel improvements along Kuhn Ditch from Washington Street to 10th Street.

together with the expenses in connection with or on account of the issuance of bonds therefor.

WHEREAS, the Board, on December 16, 1986, adopted a Preliminary Bond Resolution (Resolution No. 2743-1986) authorizing the issuance of special taxing district bonds of the Flood Control District, in one or more series or issues, in an aggregate principal amount not to exceed Twenty-nine million Nine Hundred Ninety-five Thousand Dollars (\$29,995,000), for the purpose of procuring funds to refund all or a portion of a note of the Flood Control District issued on December 23, 1985, the proceeds of which were used to pay costs for which the Flood Control District may issue bonds, and to pay for property and construction in the Flood Control District and/or to refund obligations previously incurred to pay for property and construction in the Flood Control District, including without limitation, all expenses necessarily incurred in connection with the proceedings, together with a sum sufficient to pay the costs of the supervision and inspection during the period of construction, all expenses of every kind actually incurred preliminary to the acquiring of the property and the construction of the work, such as the cost of necessary records, engineering expenses, publication of notices, salaries, and other expenses necessary to be incurred before and in connection with the acquiring of property, the awarding of contracts and the sale of bonds, and the cost of all lands, rights-of-way, and other property to be acquired, for one or more or parts of certain projects pertaining to the following watercourses and drainage systems within the Flood Control District:

1. FC-142-001: Drainage improvements on Williams Creek from 86th Street to Meridian Street.
2. DR-05-001: Drainage improvements on Howland Ditch from White River to Allisonville Road.
3. DR-05-002: Drainage improvements on Howland Ditch from Allisonville Road to I-465.
4. DR-08-003: Drainage improvements in the residential area in the vicinity of Oakview Drive and Shanghai Road.
5. DR-08-004: Drainage improvements in the residential area in the vicinity of Marilyn Drive and Lafayette Road.
6. FC-135-001: Channel improvements on Glen Creek from Oakview Drive, South, to I-465.
7. DR-12-002: Drainage improvements on 61st Street from Parker Avenue to North and east of Chester Avenue.
8. DR-12-003: Drainage improvements in the residential area in the vicinity of 62nd Street and Oakland Avenue.
9. DR-12-004: Drainage improvements in the residential area in the vicinity of 5800 North Dearborn Avenue.
10. DR-20-003: Drainage improvements in the vicinity of 34th Street and Richardt Street.
11. DR-30-003: Drainage improvements in the residential area in the vicinity of Troy Avenue and Lockburn Street.
12. FC-103-002: Channel improvements on Windsor Creek from Pleasant Run to Pasadena Avenue.
13. FC-112-004: Channel improvements on Bean Creek from Emerson Avenue to Hawthorne Yards.
14. FC-130-002: Channel improvements on Lick Creek from 10th Street to Washington Street.
15. FC-134-001: Channel improvements on Field Creek from the vicinity of 42nd Street and Arborcrest Drive to Indian Creek.
16. FC-137-001: Channel improvements on Little Buck Creek from White River to Meridian Street.
17. FC-137-002: Channel improvements on Little Buck Creek from Meridian Street to Madison Avenue.
18. FC-137-003: Channel improvements on Little Buck Creek from Madison Avenue to Derbyshire Creek.
19. FC-144-001: Channel improvements on Derbyshire Creek from Little Buck Creek to the vicinity of McFarland Road and Banta Road.
20. FC-138-001: Channel improvements on the East Fork of White Lick Creek from the Thompson-Bailey Ditch to U.S. 40.
21. DR-29-001: Drainage improvements along Thompson-Bailey Ditch from the Conrail tracks to the East Fork of White Lick Creek.
22. DR-29-002: Drainage improvements in the residential area in the vicinity of Hamblen Drive.
23. FC-139-002: Channel improvements on Warren Creek from Franklin Road to I-465.
24. FC-143-001: Channel improvements on Wildcat Run from Acton Road to Buck Creek.
25. FC-104-002: Channel improvements at various locations along Crooked Creek.
26. FC-136-001: Channel improvements on Bailey Creek from White River to the residential area in the vicinity of 69th Street and Butler Avenue.



January 26, 1987

27. DR-29-003: Drainage improvements to an un-named tributary of the East Fork of White Lick Creek in the vicinity of Bridgeport Road and Mellen Road.
28. DR-29-004: Drainage improvements in the vicinity of U.S. 40 east of the Conrail tracks (7700 west).
29. DR-31-001: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Murray and Coffey.
30. DR-39-001: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Shelby and National.
31. DR-39-002: Drainage improvements to an un-named tributary of Highland Creek in the vicinity of Carson and Norton.
32. FC-146-001: Channel improvements along Highland Creek from Lick Creek to Interstate 65.
33. DR-39-003: Drainage improvements in the vicinity of Shelby Street and Thompson Road.
34. DR-40-004: Drainage improvements in Fairhaven Estates.
35. DR-40-005: Drainage improvements in the area bounded by Edgewood, I-65 and Grey Road.
36. DR-40-001: Drainage improvements in the Southern Heights Addition.
37. DR-40-002: Drainage improvements in the Sunny Breeze Addition.
38. DR-40-006: Drainage improvements along Wetnight Ditch from Grey Road to Shelbyville Road.
39. DR-19-001: Drainage improvements in the vicinity of 39th Street and Irvington Avenue.
40. DR-04-007: Drainage improvements in the residential area in the vicinity of Kenwood and Holliday Drive.
41. DR-39-004: Drainage improvements in the residential area in the vicinity of Morgan Avenue and Shelby.
42. FC-147-001: Channel improvements along Buffalo Creek from Meridian Street to Shelby Street.
43. FC-148-001: Channel improvements along Pond Branch from Buffalo Creek to U.S. 31.
44. DR-46-003: Drainage improvements in the residential area in the vicinity of Singleton Street and Stop 11.
45. DR-39-005: Drainage improvements in the vicinity of Manker Street and Prague Avenue.
46. DR-27-003: Drainage improvements along Post Road from Bonna Avenue to the Hartman Ditch.
47. DR-34-005: Drainage improvements in the residential area in the vicinity of Post Road and Prospect Street.
48. DR-37-002: Drainage improvements in the residential area in the vicinity of Tincher Road and Varna Drive.
49. DR-46-004: Drainage improvements in the residential area in the vicinity of Mary Lane and Stop 11 Road.
50. FC-112-003: Channel improvements on Bean Creek from Raymond Street to Emerson.
51. DR-24-001: Installation of storm sewer along Indiana Avenue from Martin Luther King to Fall Creek.
52. DR-24-002: Installation of storm sewers in the residential area in the vicinity of Lockfield Gardens.
53. FC-145-001: Channel improvements on Haverstick Creek from 86th Street to 96th Street.
54. DR-40-003: Drainage improvements to Wetnight Ditch from Derbyshire Creek to Grey Road.
55. DR-27-002: Channel improvements along Kuhn Ditch from Washington Street to 10th Street.

together with the expenses in connection with or on account of the issuance of bonds therefor.

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8, and the City-County Council now finds that the issuance of said bonds should be approved; now therefore:

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

SECTION 1. The City-County Council does hereby approve the Declaratory Resolution, and all projects approved by the Board therein.

SECTION 2. The City-County Council does hereby approve Resolution No. 2743-1986 of the Board, the issuance of special taxing district bonds of the Flood Control District, in one or more series or issues, in an aggregate principal amount not to exceed Twenty-nine Million Nine Hundred Ninety-five Thousand Dollars (\$29,995,000) and the expenditure of the proceeds of said bonds as set out in said resolution.

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

**PROPOSAL NO. 13, 1987.** This proposal authorizes the issuance of Metropolitan Thoroughfare District Bonds in an amount not to exceed \$25,000,000.

Councillor Gilmer explained that the projects are listed in the resolution. The Transportation Committee on January 22, 1987, recommended Proposal No. 13, 1987, Do Pass by a 4-0-1 vote.

Mr. Fred Madorin, Director of the Department of Transportation, stated that the appropriation will match an additional \$75 million of federal funds. He added that Proposal No. 13 represents the third general obligation bond issue for the Department of Transportation since 1970.

The President called for public testimony at 9:06 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Rader, for adoption. Proposal No. 13, 1987, was adopted on the following roll call vote; viz:

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

*0 NAYS*

*3 NOT VOTING: Hawkins, Journey, Rhodes*

Proposal No. 13, 1987, was retitled GENERAL RESOLUTION NO. 2, 1987, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 1987

A GENERAL RESOLUTION approving a Declaratory and a Confirmatory Resolution of the Board of Transportation of the City of Indianapolis, Indiana and approving issuance of bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, in one or more series or issues, in an aggregate principal amount not to exceed Twenty-five Million Dollars (\$25,000,000).

WHEREAS, on November 19, 1986, the Board of Transportation of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana (the "Metropolitan Thoroughfare District"), adopted a Declaratory Resolution declaring that it is necessary for the general welfare of the persons residing within the Metropolitan Thoroughfare District, and will be of public utility and benefit to the property in the Metropolitan Thoroughfare District to undertake projects of construction, reconstruction or operation upon thoroughfares within the Metropolitan Thoroughfare District, including the acquisition of land and rights-of-way, as follows:

1. Project #ST-26-038: E. 21st Street from Emerson Avenue to Arlington Avenue.
2. Project #ST-27-023: E. 21st Street from Shadeland Avenue to Post Road.
3. Project #ST-15-011: W. 38th Street and Dandy Trail from I-465 to I-74.
4. Project #ST-10-022: W. 71st Street from I-465 to Michigan Road.
5. Project #ST-08-008: W. 71st Street from Lafayette Road to I-465.
6. Project #BR-03-010: Intersection of W. 79th Street and Ditch Road and bridge over Howard Johnson Ditch.
7. Project #ST-02-019: W. 86th Street from I-465 to Payne Road.
8. Project #ST-03-028: W. 86th Street from Purdue Road to Ditch Road.
9. Project #ST-03-029: W. 86th Street from Overlook Parkway to Meridian Street.
10. Project #ST-36-013: Bridgeport Road from Kentucky Avenue to Rockville Road.
11. Project #SS-25-057: College Avenue from 19th Street to 86th Street.
12. Project #ST-28-018: E. County Line Road from McGregor Road to Washington Street.
13. Project #BR-35-010: Bridge at E. County Line Road and Breier Creek.
14. Project #ST-46-028: Intersection of S. County Line Road and S.R. 135.
15. Project #BR-26-016: Emerson Avenue bridge over Pleasant Run.
16. Project #ST-27-026: Franklin Road from E. 21st Street to E. 30th Street.
17. Project #ST-37-014: High School Road from Thompson Road to Hanna Avenue.
18. ST-23-028 'B and C': Holt Road from 10th Street to 30th Street.
19. Project #ST-25-102: Keystone Avenue from I-70 to Fall Creek.
20. Project #ST-30-029: Lynhurst Drive from I-70 to Rockville Road.
21. Project #ST-25-084: Maryland Street from West Street to New Jersey Street.
22. Project #ST-17-035: Michigan Street from 38th Street to 96th Street.
23. Project #ST-32-088: Raymond Street from Meridian Street to Shelby Street.
24. Project #ST-31-035: Raymond Street from White River Parkway to Meridian Street.
25. Project #ST-23-029: Rockville Road from I-465 to Lynhurst Drive.
26. Project #ST-25-001'A': Rural Street from I-70 to Pogues Run.
27. Project #BR-13-015: Shadeland Avenue bridge over Fall Creek.
28. Project #ST-13-018: Shadeland Avenue from Fall Creek to 82nd Street.
29. Stop 11 Road: Stop 11 Road from U.S. 31 to Sherman Drive.

January 26, 1987

30. Project #ST-25-078: Washington Street from West Street to New Jersey Street.
31. Project #ST-25-079: Washington Street and Maryland Street from Delaware Street to New Jersey Street.
32. Project #ST-22-016: 10th Street and Country Club Road.
33. Project #ST-23-019: Franklin Road and 16th Street.
34. Project #ST-22-023: Girls School Road and 21st Street.
35. Project #DL-38-006: Harding Street from I-465 to Washington Street.
36. Project #ST-25-090'A': 10th Street from Capitol Avenue to Illinois Street.
37. Project #ST-25-090'C': 10th Street from Pennsylvania Street to Delaware Street.
38. Project #ST-16-032: West 38th Street from High School Road to Industrial Boulevard.
39. Project #ST-12-022: 71st Street from Graham Road to S.R. 37.
40. Project #ST-23-030: Vermont Street and Lynhurst Drive.
41. Project #ST-05-019: 82nd Street from Keystone Avenue to Allisonville Road.
42. Project #ST-04-026: 86th Street from Meridian Street to Cholla Drive.

WHEREAS, on December 17, 1986, after notice and hearing as provided by law, the Board adopted its Confirmatory Resolution confirming the Declaratory Resolution (the Declaratory Resolution as confirmed by the Confirmatory Resolution will hereinafter be referred to as the "Declaratory Resolution"); and

WHEREAS, a petition has been filed under the provisions of IC 6-1.1-20-3 by more than fifty (50) owners of real property subject to taxation in the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana (the "Metropolitan Thoroughfare District"), to issue special taxing district bonds of the Metropolitan Thoroughfare District, in one or more series or issues, in an aggregate amount not to exceed Twenty-five Million Dollars (\$25,000,000) for the purpose of procuring funds to pay for land and rights-of-way and to pay for capital improvements necessary for the construction, reconstruction or operation of thoroughfares within the Metropolitan Thoroughfare District and/or to refund obligations previously incurred to pay for land and rights-of-way and to pay for capital improvements necessary for the construction, reconstruction or operation of thoroughfares within the Metropolitan Thoroughfare District, including without limitation, all expenses necessarily incurred in connection with the proceedings, together with a sum sufficient to pay the costs of supervision and inspection during the time of construction or reconstruction and all costs of programming, planning, and designing the capital improvements, all expenses of every kind actually incurred preliminary to the acquisition of the property and the construction of work, such as the cost of the necessary records, engineering expenses, publication of notices, salaries and other expenses necessary to be incurred in connection with the acquisition of the property, the letting of contracts and the sale of bonds, for one or more parts of the following projects of construction, reconstruction and operation of thoroughfares within the Metropolitan Thoroughfare District:

1. Project #ST-26-038: E. 21st Street from Emerson Avenue to Arlington Avenue.
2. Project #ST-27-023: E. 21st Street from Shadeland Avenue to Post Road.
3. Project #ST-15-011: W. 38th Street and Dandy Trail from I-465 to I-74.
4. Project #ST-10-022: W. 71st Street from I-465 to Michigan Road.
5. Project #ST-08-008: W. 71st Street from Lafayette Road to I-465.
6. Project #BR-03-010: Intersection of W. 79th Street and Ditch Road and bridge over Howard Johnson Ditch.
7. Project #ST-02-019: W. 86th Street from I-465 to Payne Road.
8. Project #ST-03-028: W. 86th Street from Purdue Road to Ditch Road.
9. Project #ST-03-029: W. 86th Street from Overlook Parkway to Meridian Street.
10. Project #ST-36-013: Bridgeport Road from Kentucky Avenue to Rockville Road.
11. Project #SS-25-057: College Avenue from 19th Street to 86th Street.
12. Project #ST-28-018: E. County Line Road from McGregor Road to Washington Street.
13. Project #BR-35-010: Bridge at E. County Line Road and Breier Creek.
14. Project #ST-46-028: Intersection of S. County Line Road and S.R. 135.
15. Project #BR-26-016: Emerson Avenue bridge over Pleasant Run.
16. Project #ST-27-026: Franklin Road from E. 21st Street to E. 30th Street.
17. Project #ST-37-014: High School Road from Thompson Road to Hanna Avenue.
18. ST-23-028 'B and C': Holt Road from 10th Street to 30th Street.
19. Project #ST-25-102: Keystone Avenue from I-70 to Fall Creek.
20. Project #ST-30-029: Lynhurst Drive from I-70 to Rockville Road.
21. Project #ST-25-084: Maryland Street from West Street to New Jersey Street.
22. Project #ST-17-035: Michigan Road from 38th Street to 96th Street.
23. Project #ST-32-088: Raymond Street from Meridian Street to Shelby Street.
24. Project #ST-31-035: Raymond Street from White River Parkway to Meridian Street.
25. Project #ST-23-029: Rockville Road from I-465 to Lynhurst Drive.
26. Project #ST-25-001'A': Rural Street from I-70 to Pogues Run.
27. Project #BR-13-015: Shadeland Avenue bridge over Fall Creek.
28. Project #ST-13-018: Shadeland Avenue from Fall Creek to 82nd Street.
29. Stop 11 Road: Stop 11 Road from U.S. 31 to Sherman Drive.
30. Project #ST-25-078: Washington Street from West Street to New Jersey Street.
31. Project #ST-25-079: Washington Street and Maryland Street from Delaware Street to New Jersey Street.

## Journal of City-County Council

32. Project #ST-22-016: 10th Street and Country Club Road.
33. Project #ST-23-019: Franklin Road and 16th Street.
34. Project #ST-22-023: Girls School Road and 21st Street.
35. Project #DL-38-006: Harding Street from I-465 to Washington Street.
36. Project #ST-25-090'A': 10th Street from Capitol Avenue to Illinois Street.
37. Project #ST-25-090'C': 10th Street from Pennsylvania Street to Delaware Street.
38. Project #ST-16-032: West 38th Street from High School Road to Industrial Boulevard.
39. Project #ST-12-022: 71st Street from Graham Road to S.R. 37.
40. Project #ST-23-030: Vermont Street and Lynhurst Drive.
41. Project #ST-05-019: 82nd Street from Keystone Avenue to Allisonville Road.
42. Project #ST-04-026: 86th Street from Meridian Street to Cholla Drive.

together with the expenses in connection with or on account of the issuance of bonds therefor.

WHEREAS, the Board, on December 17, 1986, adopted a Preliminary Bond Resolution authorizing the issuance of special taxing district bonds of the Metropolitan Thoroughfare District, in one or more series or issues, in an aggregate principal amount not to exceed Twenty-five Million Dollars (\$25,000,000), for the purpose of procuring funds to pay for land and rights-of-way and to pay for capital improvements necessary for the construction, reconstruction or operation of thoroughfares within the Metropolitan Thoroughfare District and/or to refund obligations previously incurred to pay for land and rights-of-way and to pay for capital improvements necessary for the construction, reconstruction or operation of thoroughfares within the Metropolitan Thoroughfare District, including without limitation, all expenses necessarily incurred in connection with the proceedings, together with a sum sufficient to pay the costs of supervision and inspection during the time of construction or reconstruction and all costs of programming, planning, and designing the capital improvements, all expenses of every kind actually incurred preliminary to the acquisition of the property and the construction of work, such as the cost of the necessary records, engineering expenses, publication of notices, salaries and other expenses necessary to be incurred in connection with the acquisition of the property, the letting of contracts and the sale of bonds, for one or more or parts of the following projects of construction, reconstruction and operation of thoroughfares within the Metropolitan Thoroughfare District:

1. Project #ST-26-038: E. 21st Street from Emerson Avenue to Arlington Avenue.
2. Project #ST-27-023: E. 21st Street from Shadeland Avenue to Post Road.
3. Project #ST-15-011: W. 38th Street and Dandy Trail from I-465 to I-74.
4. Project #ST-10-022: W. 71st Street from I-465 to Michigan Road.
5. Project #ST-08-008: W 71st Street from Lafayette Road to I-465.
6. Project #BR-03-010: Intersection of W. 79th Street and Ditch Road and bridge over Howard Johnson Ditch.
7. Project #ST-02-019: W. 86th Street from I-465 to Payne Road.
8. Project #ST-03-028: W. 86th Street from Purdue Road to Ditch Road.
9. Project #ST-03-029: W. 86th Street from Overlook Parkway to Meridian Street.
10. Project #ST-36-013: Bridgeport Road from Kentucky Avenue to Rockville Road.
11. Project #SS-25-057: College Avenue from 19th Street to 86th Street.
12. Project #ST-28-018: E. County Line Road from McGregor Road to Washington Street.
13. Project #BR-35-010: Bridge at E. County Line Road and Breier Creek.
14. Project #ST-46-028: Intersection of S. County Line Road and S.R. 135.
15. Project #BR-26-016: Emerson Avenue bridge over Pleasant Run.
16. Project #ST-27-026: Franklin Road from E. 21st Street to E. 30th Street.
17. Project #ST-37-014: High School Road from Thompson Road to Hanna Avenue.
18. ST-23-028 'B and C': Holt Road from 10th Street to 30th Street.
19. Project #ST-25-102: Keystone Avenue from I-70 to Fall Creek.
20. Project #ST-30-029: Lynhurst Drive from I-70 to Rockville Road.
21. Project #ST-25-084: Maryland Street from West Street to New Jersey Street.
22. Project #ST-17-035: Michigan Road from 38th Street to 96th Street.
23. Project #ST-32-088: Raymond Street from Meridian Street to Shelby Street.
24. Project #ST-31-035: Raymond Street from White River Parkway to Meridian Street.
25. Project #ST-23-029: Rockville Road from I-465 to Lynhurst Drive.
26. Project #ST-25-001'A': Rural Street from I-70 to Pogues Run.
27. Project #BR-13-015: Shadeland Avenue bridge over Fall Creek.
28. Project #ST-13-018: Shadeland Avenue from Fall Creek to 82nd Street.
29. Stop 11 Road: Stop 11 Road from U.S. 31 to Sherman Drive.
30. Project #ST-25-078: Washington Street from West Street to New Jersey Street.
31. Project #ST-25-079: Washington Street and Maryland Street from Delaware Street to New Jersey Street.
32. Project #ST-22-016: 10th Street and Country Club Road.
33. Project #ST-23-019: Franklin Road and 16th Street.
34. Project #ST-22-023: Girls School Road and 21st Street.
35. Project #DL-38-006: Harding Street from I-465 to Washington Street.
36. Project #ST-25-090'A': 10th Street from Capitol Avenue to Illinois Street.
37. Project #ST-25-090'C': 10th Street from Pennsylvania Street to Delaware Street.

January 26, 1987

- 38. Project #ST-16-032: West 38th Street from High School Road to Industrial Boulevard.
- 39. Project #ST-12-022: 71st Street from Graham Road to S.R. 37.
- 40. Project #ST-23-030: Vermont Street and Lynhurst Drive.
- 41. Project #ST-05-019: 82nd Street from Keystone Avenue to Allisonville Road.
- 42. Project #ST-04-026: 86th Street from Meridian Street to Cholla Drive.

together with the expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8, and the City-County Council now finds that the issuance of said bonds should be approved; now therefore:

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

SECTION 1. The City-County Council does hereby approve the Declaratory Resolution and all projects approved by the Board therein.

SECTION 2. The City-County Council does hereby approve the Preliminary Bond Resolution of the Board, the issuance of special taxing district bonds of the Metropolitan Thoroughfare District, in one or more series or issues, in an aggregate principal amount not to exceed Twenty-five Million Dollars (\$25,000,000) and the expenditure of the proceeds of said bonds as set out in said resolution.

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

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 695, 1986. This proposal amends the Code by authorizing intersection control changes at Julian Avenue and Sheridan Avenue.

Councillor Gilmer indicated that Proposal No. 695, 1986, should remain tabled.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 718, 1986. This proposal amends the Code by authorizing various parking control changes for Broadway Street, from 11th Street to the north terminal of Broadway Street (1125 N). The Transportation Committee on January 14, 1987, recommended Proposal No. 718, 1986, Do Pass by a 6-0 vote. Councillor Gilmer moved to postpone Proposal No. 718, 1986, until the February 23, 1987, meeting of the Council. Without objection, Proposal No. 718, 1986, was postponed.

PROPOSAL NO. 755, 1986. This proposal, sponsored by Councillor Bradley, amends the Code by authorizing intersection control changes at Vermont Street and Warman Avenue. Councillor Gilmer explained that Proposal No. 755 authorizes a four-way stop control at the intersection of Vermont Street and Warman Avenue. Councillor Gilmer added that the new control was requested by Councillor Bradley and that it should increase the safety of students attending All Saints Catholic School and citizens visiting the nearby public park. The Transportation Committee on January 14, 1987, recommended Proposal No. 755, 1986, Do Pass by a 6-0 vote. Councillor Gilmer moved, seconded by Councillor Rader, for adoption. Proposal No. 755, 1986, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Holmes, Howard, McGrath, Miller, Nickell, Page, Rader, Rhodes, Shaw, SerVaas, Stewart, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Clark, Hawkins, Joumey, Schneider*

Proposal No. 755, 1986, was retitled GENERAL ORDINANCE NO. 1, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 1987

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 16	W. Vermont St. & N. Warman Av.	N. Warman Av.	Stop

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 16	Vermont St. & Warman Av.	None	Stop

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

PROPOSAL NO. 770, 1986. This proposal requests the review of services provided for dues and membership fees to the Indiana Association of Cities and Towns. Councillor West stated that the services provided by the Indiana Association of Cities and Towns encompasses two basic areas: educational and informational services, and state/federal legislative and administrative representation and advocacy services. The City's current annual fee for membership to the Association is \$44,182.

Proposal No. 770 was amended in Committee to remove phrasing referring to further payment of dues and fees to the Association: a new phrase was added to reflect that the quality of service provided in the year 1986 was unsatisfactory. The Administration Committee on January 12, 1987, recommended Proposal No. 770, 1986, Do Pass As Amended, by a 5-1-1 vote. Councillor West moved, seconded by Councillor Coughenour, for adoption.

Councillor Boyd explained that he and Councillors Miller and Clark serve on the executive board of the Association. He suggested that the three Councillors have an informal meeting with the executive director of the Association, Mr. Mike Quinn, to discuss the Council's concerns.

It was Councillor Shaw's opinion that the Council should be more specific in expressing its complaints.

Proposal No. 770, 1986, As Amended, was adopted on the following roll call vote; viz:

- 20 YEAS: Bradley, Clark, Cottingham, Coughenour, Crowe, Dowden, Durnil, Giffin, Gilmer, Holmes, Journey, McGrath, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader
- 7 NAYS: Boyd, Curry, Howard, Miller, Shaw, West, Williams
- 2 NOT VOTING: Borst, Hawkins

January 26, 1987

Proposal No. 770, 1986, As Amended, was retitled COUNCIL RESOLUTION NO. 1, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 1, 1987

A COUNCIL RESOLUTION requesting the review of services provided for dues and membership fees to the Indiana Association of Cities and Towns.

WHEREAS, the Indiana Association of Cities and Towns is listed as an association receiving authorization for payment of membership dues and fees under Section 4.05 of the 1986 Budget ordinance for fiscal year 1987; now therefore:

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

SECTION 1. The City-County Council of Indianapolis hereby requests the Administration Committee of the Council to review the services provided by the Indiana Association of Cities and Towns.

SECTION 2. The aforementioned review shall determine the appropriateness of the dues and fees charged for the services rendered.

SECTION 3. The Council further directs the Department of Administration to provide the Administration Committee with any requested assistance and support in its review of these services provided.

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

PROPOSAL NO. 773, 1986. This proposal amends the Code with regard to license requirements for taxis and taxi drivers. The Administration Committee on January 12, 1987, recommended Proposal No. 773, 1986, Do Pass As Amended, by a 6-0 vote. Councillor West moved, seconded by Councillor Coughenour, for adoption.

President SerVaas temporarily relinquished the gavel to Councillor Miller to make a brief statement.

Councillor SerVaas referred to Section 17-647 of Proposal No. 773, 1986, and expressed concern that some taxis may not be able to offer seating for three persons in the front seat.

Councillor Shaw reported that the subject of dress codes for taxi drivers was discussed in the Administration Committee meeting. The consensus was that the dress code should be specific.

Councillor Coughenour added that the taxi drivers were in support of a dress code.

Councillor Curry suggested approving Proposal No. 773, 1986, and then review the subject of dress codes at a future date.

Proposal No. 773, 1986, was adopted on the following roll call vote; viz:

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

0 NAYS

1 NOT VOTING: *Nickell*

Proposal No. 773, 1986, As Amended, was retitled GENERAL ORDINANCE NO. 2, 1987, and reads as follows:

*Journal of City-County Council*

CITY-COUNTY GENERAL ORDINANCE NO. 2, 1987

A GENERAL ORDINANCE amending Chapter 17 of the "Code of Indianapolis and Marion County, Indiana".

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 17, Article XVIII, Division 2, Section 17-609, Submission of photographs and fingerprints, is hereby amended by inserting the language underscored to read as follows:

Sec. 17 - 609. Submission of photographs and fingerprints and driving records.

Each applicant for a license required by this division shall file with his application two (2) recent photographs of himself which may be easily attached to the license: one (1) shall be attached to the license when issued and the second shall be filed, together with the application, with the controller. The police department shall carefully check such photographs and fingerprints to ascertain whether the applicant has any past criminal record. Each applicant must also file with his or her application a copy of his or her Bureau of Motor Vehicles driving record certified within ten (10) days prior to submission.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 17, Article XIX, Section 17-646, Applications, Section 17-647, Vehicles eligible for licensing, Section 17-648, Location of central office: tax situs, and Section 17-649, Investigation of applicant and equipment, are hereby amended by inserting the language underscored and deleting the language crosshatched to read as follows:

Sec. 17 - 646. Applications.

(a) All applications for licenses authorized by this article shall be made and signed by the owner of the business to be licensed.

(b) In addition to the other requirements of this chapter, all applications for a license required by this article shall contain the following information:

- (1) The number of taxis or limousines to be operated in the licensed business;
- (2) The seating capacity, name of manufacturer, horsepower, vehicle identification number, the number of the certificate of title, the color of the vehicle, and state license plate number for each vehicle;
- (3) The color scheme to be used if the application is for a taxi license;
- (4) A current financial statement concerning the applicant;
- (5) Whether the applicant has ever been convicted of a felony, if the applicant is an individual; whether any of the partners have been convicted of a felony, if the applicant is a partnership; and whether any of the officers or directors have been convicted of a felony, if the applicant is a corporation;
- (6) The names of all persons other than the applicant who have any financial interest in any of the taxis or limousines or other property to be used in the licensed business, and the information required in paragraph (5) of this subsection for each of these persons;
- ~~(7) Whether the applicant proposes to own or lease the vehicles; and~~
- ~~(7) (8)~~ Any other information required by the controller.

Sec. 17 - 647. Vehicles eligible for licensing.

(a) Taxis. Taxi licenses shall be issued or renewed pursuant to this division only for vehicles ~~of the current or the past two (2) model years,~~ having four (4) doors, a rigid roof, a rear ~~trunk luggage compartment~~ and two (2) seats, each of which is designed to seat three (3) persons comfortably. When first licensed, a vehicle must be of the current or past three (3) model years; licenses may be renewed for vehicles of the current or past five (5) model years.

(b) Limousines. Limousine licenses shall be issued pursuant to this article only for vehicles having four doors, a rigid roof and a rear trunk and which is a luxury or classic automobile capable of transporting at least four passengers in the rear seating area.

Sec. 17 - 648. Location of central office: tax situs.



January 26, 1987

Each applicant for a license required by this article shall have his central dispatch office within the city and all property used in the licensed business, including taxis and limousines, shall have a tax situs within the city. Removal of the central dispatch office or the tax situs of the property from the city shall result in immediate revocation of all licenses granted to the licensee under this article. Any vehicle licensed under this article shall be registered in the name of the licensee.

Sec. 17 - 649. Investigation of ~~applicant application~~ and equipment.

~~Upon the receipt of an application for a license required by this article, the controller shall institute an investigation of the applicant and shall have each of his or her taxis or limousines inspected. The controller may either grant or refuse to grant the license as the facts warrant. Within thirty days of the receipt of a completed application the Controller shall advise applicant whether the application is approved or rejected. If the application is approved, the applicant shall within sixty (60) days meet all of the requirements of this division and have the vehicle inspected by the Controllers Office.~~

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 17, Article XIX, Section 17-672, Standard of service, is hereby amended by inserting the language underscored and deleting the language crosshatched to read as follows:

Sec. 17 - 672. Standard of service.

(a) Each licensee under this article shall operate sufficient taxis to provide adequate service to the public at all times.

(b) Each licensee under this article shall maintain an office with sufficient employees to answer all calls twenty-four (24) hours a day, each and every day of the year.

(c) Each licensee under this article shall have on file with the controller's office a statement of dress standards required of their drivers.

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

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NO. 2, 1987. This proposal authorizes the lease of 4,000 square feet of office space for the Department of Administration, Division of Occupational and Community Services. Councillor West explained that additional space is needed by the Division for expansion of the Wellness Program. The Administration Committee on January 12, 1987, recommended Proposal No. 2, 1987, Do Pass by a 7-0 vote.

Councillor West moved, seconded by Councillor Holmes, for adoption. Proposal No. 2, 1987, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, SerVaas, Stewart, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Dowden, Nickell, Schneider, Shaw*

Proposal No. 2, 1987, was retitled GENERAL RESOLUTION NO. 3, 1987, and reads as follows:

*Journal of City-County Council*

CITY-COUNTY GENERAL RESOLUTION NO. 3, 1987

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.

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

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines a lease for office space outside the City-County Building for the use of the Department of Administration is necessary.

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

PROPOSAL NO. 8, 1987. This proposal authorizes 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. Councillor Dowden indicated that the term of the contract would run through July 31, 1987. The Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 8, 1987, Do Pass by a 6-1 vote. Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 8, 1987, was adopted on the following roll call vote; viz:

*24 YEAS: Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, West, Williams*

*2 NAYS: Borst, Durnil*

*3 NOT VOTING: Clark, Nickell, Shaw*

Proposal No. 8, 1987, was retitled GENERAL RESOLUTION NO. 4, 1987, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 1987

A GENERAL RESOLUTION authorizing the Marion County Community Corrections Advisory Board to contract with the Metropolitan Center, Inc. (previously known as P.A.C.E. - Public Action in Correctional Efforts, Inc.) for professional services to provide a weekend residential and substance abuse treatment program through the Marion County Community Corrections Agency for indigent offenders.

WHEREAS, the Marion County Community Corrections Advisory Board was established pursuant to IC 11-12-1-2 and City-County Special Resolution No. 103, 1981; and

WHEREAS, the Marion County Community Corrections Agency has adequate funds for this contract from the County Corrections Fund, established by IC 11-12-6 et seq. and Sec. 2-358 of the "Code of Indianapolis and Marion County, Indiana"; and

WHEREAS, any agreement entered into by the Advisory Board to provide a weekend residential and substance abuse treatment program must be approved by the City-County Council; and

WHEREAS, the Marion County Community Corrections Advisory Board desires to contract with the Metropolitan Center, Inc. to provide such a weekend residential and substance abuse treatment program by amending their contract, previously approved by the City-County Council, to provide for additional beds; now therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County, as the legislative body of Marion County, hereby approves the contractual agreement between the Marion County Community Corrections Advisory Board and the Metropolitan Center, Inc. to provide a weekend residential and substance abuse treatment program for indigent offenders in accordance with the agreement attached as Exhibit A.

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

January 26, 1987

PROPOSAL NO. 12, 1987. This proposal establishes a procedure to eliminate certain uncollectible sewer user accounts. Councillor Coughenour explained that the Department of Public Works continues to lose funds from uncollectible sewer user accounts because the Department is unable to locate certain sewer users. The Public Works Committee on January 22, 1987, recommended Proposal No. 12, 1987, Do Pass As Amended, by a 6-0 vote. Councillor Coughenour moved, seconded by Councillor Howard, for adoption. Proposal No. 12, 1987, As Amended, was adopted on the following roll call vote; viz:

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

*0 NAYS*

*2 NOT VOTING: Giffin, Hawkins*

Proposal No. 12, 1987, As Amended, was retitled GENERAL ORDINANCE NO. 3, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 1987

A GENERAL ORDINANCE authorizing the elimination of certain uncollectible sewer user accounts.

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

SECTION 1. Article IV of Chapter 27 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting a new Division 3, to read as follows:

ARTICLE IV. RATES, CHARGES AND BILLING  
DIVISION 3.

Sec. 27 - 115. Elimination of Uncollectible Accounts: Procedure

(a) The department shall prepare a semi-annual schedule of sewer user final accounts which it has determined to be uncollectible.

The schedule shall consist of the following:

(1) a certified list of all sewer user final accounts for which the account outstanding is eleven dollars (\$11.00) or less and which are at least 120 days delinquent;

(2) a statement that all efforts to collect such accounts have been unsuccessful;

(3) a statement that the department believes it is economically not feasible to pursue collection measures on such accounts.

(b) The semi-annual schedule shall be submitted to the board of works, which by resolution may declare accounts listed in the schedule as uncollectible and may authorize the department to cease further collection procedures.

(c) The semi-annual schedule prepared by the department and the resolution adopted by the board shall be forwarded to the city-county council for final approval. A sewer user account may be deemed uncollectible only if the council shall approve the board's resolution.

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

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

*Journal of City-County Council*

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NO. 15, 1987. This proposal approves 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. Councillor Ser Vaas moved for adoption. Proposal No. 15, 1987, was adopted by unanimous voice vote, retitled COUNCIL RESOLUTION NO. 2, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 1987

A COUNCIL RESOLUTION approving the appointment of certain persons by the Mayor to the offices of Deputy Mayors and Department Directors during the period from January 1, 1987 through December 31, 1987.

WHEREAS, pursuant to IC 36-3-3-8 and Sections 2-142 and 2-143 of the "Code of Indianapolis and Marion County, Indiana" certain mayoral appointments of deputy mayors and department directors are subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the names of his appointees for the named positions, to serve in their respective offices at his pleasure from January 1, 1987 through December 31, 1987; now therefore:

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

SECTION 1. The following persons are approved and confirmed by the City- County Council for the respective offices for terms beginning January 1, 1987 and ending December 31, 1987 to serve at the pleasure of the Mayor, to wit:

Senior Deputy Mayor - Joseph A. Slash  
Deputy Mayor - John L. Krauss  
Director, Department of Administration - Donald R. McPherson  
Director, Department of Metropolitan Development - M. D. Mike Higbee  
Director, Department of Parks and Recreation - F. Arthur Strong  
Director, Department of Public Safety - Richard I. Blankenbaker  
Director, Department of Public Works - Barbara S. Gole  
Director, Department of Transportation - Fred L. Madorin

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

The President recessed the City-County Council for purposes of convening the Police Special Service District at 9:59 p.m. A quorum being present, the President called the Police Special Service District Council to order at 9:59 p.m.

**SPECIAL SERVICE DISTRICT COUNCILS**

**POLICE SPECIAL SERVICE DISTRICT**

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 9, 1987. This proposal amends the police merit ordinance regarding disciplinary discretion of captains in the Indianapolis Police Department. Councillor Dowden explained that Proposal No. 9 extends the length of suspension from two to three working days. The Public Safety and Criminal Justice Committee on January 7, 1987, recommended Proposal No. 9, 1987, Do Pass by a 7-0 vote. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 9, 1987, was adopted on the following roll call vote; viz:

January 26, 1987

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

0 NAYS

2 NOT VOTING: *Crowe, Gilmer*

Proposal No. 9, 1987, was retitled POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE NO. 1, 1987, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE NO. 1, 1987

A POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE concerning disciplinary discretion of captains in the Indianapolis Police Department.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 9 of Part III of Appendix B of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the language underscored and deleting the language crosshatched as follows:

Sec. 9. Discipline.

(a) The civilian police merit board of the Indianapolis Police Department shall establish disciplinary policies for use in all disciplinary matters of the department. The merit board, in conjunction with the chief of police, shall establish the rules and regulations for the department. All disciplinary charges shall be based on these rules and regulations.

(b) Disciplinary actions within the department shall be in one of the following forms:

Written reprimand  
Suspension without pay  
Demotion  
Discharge

(c) An officer may be placed on leave with pay for up to thirty (30) calendar days by the chief of police pending determination of final disciplinary action. Such leave with pay shall be considered a duty status and not a punishment.

(d) The chief shall have the ultimate authority to discipline any member of the department subject only to the restrictions outlined below. In making his determination, the chief may refer the matter to a disciplinary board of captains for recommendation. Following his determination in a disciplinary matter, the chief may:

(1) Issue a written reprimand.

(2) Suspend an officer without pay for up to six (6) calendar months. If the suspension is for more than ten (10) working days the officer may appeal that portion of the suspension greater than ten (10) days to the merit board. Such appeal must be made within thirty (30) calendar days of notice of the action.

(3) Demote the officer in rank by one merit rank. Any demotion may be appealed to the merit board within thirty (30) calendar days of notice of the action.

(4) Recommend discharge of the officer to the merit board. Upon referral of the matter to the merit board, the merit board shall conduct a de novo administrative hearing of record. Pending determination by the merit board, the officer shall be placed on suspension without pay.

(5) Reinstatement with pay any officer who previously was suspended without pay.

(e) Departmental superiors shall have the authority to discipline subordinate officers as outlined below. However, these superiors may recommend any of the above disciplinary actions to the chief through the chain of command.

The assistant chief, deputy chiefs, and majors may: 1) issue a written reprimand or 2) suspend an officer for not more than ten (10) working days without pay. The chief may delegate additional disciplinary authority to the assistant and deputy chiefs.

Captains may:

## Journal of City-County Council

- 1) issue a written reprimand or
- 2) suspend an officer for not more than ~~two (2)~~ three (3) working days without pay.

Lieutenants may:

- 1) issue a written reprimand or
- 2) suspend an officer for not more than two (2) working days without pay.

Sergeants may:

- 1) issue a written reprimand or
- 2) suspend an officer for one (1) working day without pay.

(f) All disciplinary actions taken by anyone except the chief of police shall be forwarded in writing to the disciplinary board of captains through the chain of command within three (3) working days of the action. The disciplinary board of captains shall insure due process and consistency of discipline throughout the department. This disciplinary board may conduct an administrative review of the matter, request further investigation by Internal Affairs or other appropriate personnel, or hold a hearing in the matter.

(g) If a hearing is held by the disciplinary board of captains, the officer charged shall be notified in writing of the charges and the time and date for the hearing. In such hearings, and pursuant to departmental policy, the officer shall have the right to have counsel present and to have witnesses subpoenaed by the board of captains to testify in his or her behalf upon advance notice to the board. All testimony before the captain's board shall be under oath, and any individual appearing before the board shall cooperate fully and answer all questions truthfully and directly. The hearing before the captain's board shall be conducted in accordance with the written directives of the chief and the merit board. After the hearing, the board of captains shall, upon majority vote, reduce to writing its findings of either guilty or not guilty.

(h) The disciplinary board of captains shall report the results of its review and/or hearing to the chief of police for determination. Included in this report shall be the disciplinary board's findings and recommendations. If the finding is guilty, the disciplinary board shall also make its recommendations for punishment. The chief may concur with the captain's board in full or in part or may fully or partially reverse its recommendations.

(i) The disciplinary board of captains shall consist of three (3) officers holding the permanent merit rank of captain, who shall serve for a period of three (3) months. Each captain shall be selected at random. The names of the captains shall be drawn from a list of all eligible captains by the police officer ranking first on the most current sergeant's promotion list who shall serve for a period of three (3) months and who shall then be succeeded by the next highest ranking officer on such list who shall serve for a three (3) month period and so forth. If a vacancy occurs on the board of captains by reason of a board member becoming unable to perform his duties and serve on said board, the vacancy shall be filled in the same manner in which the board was selected.

(j) Disciplinary actions addressed by the merit board on appeal from the officer shall be handled through administrative hearing. This hearing shall be de novo and shall be a hearing of record. In making an appeal, the officer shall submit a written request for appeal to the merit board within thirty (30) calendar days of notice of the disciplinary action. The merit board then shall schedule the hearing, providing the officer with at least fifteen (15) calendar days notice prior to the hearing date. The evidence before the merit board shall consist of the written charges and action taken on such charges, the findings of fact and recommendations from the chief of police and/or the disciplinary board of captains, and any other evidence requested by the merit board or presented by the charged officer.

(k) The officer requesting an appeal and the chief of police may be represented by legal counsel before the merit board.

(l) After hearing the evidence, the merit board shall, by majority vote, reduce its findings and decision to writing. The merit board may fully or partially affirm or reverse any portion of the chief's determination which is appealable. In addition, the merit board may remand the action for further review by the chief of police.

(m) If the officer is found not guilty by the merit board, any pay he or she may have lost due to suspension, or any rank lost due to demotion, shall be returned to the officer.

(n) Any officer who disagrees with the findings of the merit board shall have the right to file a verified petition to the superior or circuit court of Marion County for a review of the decision. The petition for review must be filed within thirty (30) calendar days after the written decision of the board. The City of Indianapolis shall be the sole defendant in the petition for review. Within thirty (30) calendar days after receipt of a summons, the City shall cause the merit board to file a true and complete copy of the transcript of the hearing with the court. The court, without jury, shall review the record and render its decision as in other administrative reviews. The clerk of the court shall send a copy of the court's decision to the department of public safety and the appealing officer. Either party may appeal the decision of the court.

January 26, 1987

(o) For the purpose of all hearings before the disciplinary board of captains and the merit board, each shall have subpoena power enforceable by the circuit or superior court of the county.

(p) A copy of any disciplinary action taken and of the findings of fact and recommendations of the boards shall be forwarded to the charged officer. In addition, if an officer is found guilty, notice of the action shall be forwarded to the merit board and made a permanent part of the officer's personnel record.

SECTION 2. 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 Police Special Service District Council, the President reconvened the City-County Council at 10:01 p.m.

### NEW BUSINESS

President SerVaas stated that it has been brought to his attention that the February 23, 1987, meeting of the Council may need to convene earlier than 7:00 p.m. due to the Councillors being invited to attend the annual Sullivan Awards. He suggested that the Council meeting convene at 5:00 p.m. President SerVaas added that due to the National League of Cities Conference, the December 14, 1987, meeting of the Council may need to be changed to December 21, 1987. He urged all Councillors to check their schedules so that changes to the above-mentioned meetings could be considered.

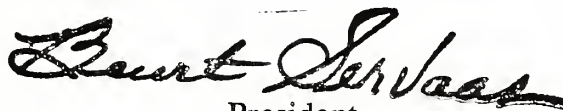
Councillor Borst announced that the Metropolitan Development Committee would meet Wednesday, February 4, 1987, at 5:30 p.m. Items of discussion would include several board/commission appointments along with a general discussion of code enforcement.

### ANNOUNCEMENTS AND ADJOURNMENTS

There being no further business, upon motion duly made and seconded, the meeting adjourned at 10:06 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 26th 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)