

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

**REGULAR MEETINGS
MONDAY, APRIL 22, 1991**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:00 p.m. on Monday, April 22, 1991, with Councillor SerVaas presiding.

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

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams
1 ABSENT: Hawkins

A quorum of twenty-eight members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President introduced William H. Hudnut, III, Mayor, City of Indianapolis, who reported on the city's environmental accomplishments and took issue with claims the Hoosier Environmental Council has made criticizing the city's environmental program. Councillor Coughenour also remarked on the positive programs the city has concerning the environment.

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

Journal of the 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, April 22, 1991, at 7:00 p.m., the purpose 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

April 9, 1991

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 11, 1991, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 113, 186 and 207, 1991, to be held on Monday, April 22, 1991, at 7:00 p.m., in the City-County Building.

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

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-Dick, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 22, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Sixteen Thousand Eight Hundred Dollars (\$16,800) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 23, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Two Thousand Seven Hundred Sixty Dollars (\$2,760) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

FISCAL ORDINANCE NO. 24, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Sixty Thousand Dollars (\$60,000) in the Law Enforcement Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Fund.

FISCAL ORDINANCE NO. 25, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional One Thousand Six Hundred Fifty Dollars (\$1,650) in the Consolidated County Fund for purposes of the Department of Public Safety, Neighborhood Crimewatch and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 26, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Nine Thousand Seven Hundred Thirty-three Dollars (\$9,733) in the Supplemental Probation Fees Fund for purposes of the Superior Court - Criminal Division

April 22, 1991

Probation Department and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

GENERAL ORDINANCE NO. 47, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

GENERAL ORDINANCE NO. 48, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL RESOLUTION NO. 1, 1991, approving certain public purpose grants for support of the arts.

SPECIAL RESOLUTION NO. 34, 1991, concerning returning Naval and Marine Reservists.

SPECIAL RESOLUTION NO. 35, 1991, recognizing Reverend Diane Zehr and Garden City Christian Church.

SPECIAL RESOLUTION NO. 36, 1991, congratulating St. Anthony Church.

SPECIAL RESOLUTION NO. 37, 1991, congratulating Charles Smither of Brehob Electric Equipment, Inc.

SPECIAL RESOLUTION NO. 38, 1991, concerning Meals on Wheels.

SPECIAL RESOLUTION NO. 39, 1991, recognizing National County Government Week.

SPECIAL RESOLUTION NO. 40, 1991, recognizing medical laboratory professionals.

SPECIAL RESOLUTION NO. 41, 1991, approving the leasing of certain real estate of the Department of Parks and Recreation.

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

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

Ladies and Gentlemen:

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

FISCAL ORDINANCE NO. 2, 1991, amending the Police Special Service District Annual Budget for 1991 (Police Special Service District Fiscal Ordinance No. 4, 1990) appropriating an additional Ninety-nine Thousand Nine Hundred Sixty-five Thousand Dollars (\$99,965) in the Police Service District Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Police Service District Fund.

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

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journals of March 25 and April 8, 1991. There being no additions or corrections, the minutes were approved as distributed.

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

Ray Irvin and Ruth Hayes, Co-chairs of the White River Task Force, gave a progress report on the clean-up of the White River and its banks. Councillor Coughenour moved, seconded by Councillor Irvin, to amend Special Resolution No. 36, 1990 by extending the expiration date of the White River Task Force to September 30, 1992. This motion passed by unanimous voice vote.

Councillor Williams applauded the White River improvement project and also congratulated the students from Harshman Junior High School and members of Eastside Community Investments who cleaned up Tenth Street and planted trees on the near eastside.

Councillor Shaw introduced Larry and Linda Beadling from Lawrence Township.

PROPOSAL NO. 254, 1991. The proposal, sponsored by Councillors SerVaas, West and Boyd, thanks those involved with the 1991 NCAA Final Four Tournament. Councillor SerVaas read the proposal and presented a framed document to Marybeth Smith and David Frick, Co-chairs of the Local Organizing Committee, who expressed their appreciation for the resolution. Councillor West moved, seconded by Councillor Boyd, for adoption. Proposal No. 254, 1991 was adopted by unanimous voice vote.

Proposal No. 254, 1991 was retitled SPECIAL RESOLUTION NO. 42, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 1991

A SPECIAL RESOLUTION thanking those involved with the 1991 NCAA Final Four Tournament.

WHEREAS, in 1986, Indianapolis successfully bid to host the March 30 - April 1, 1991 National Collegiate Athletic Association's (NCAA) Division 1 Men's Final Four Basketball Tournament, and began actively organizing this prestigious event in the late 1980's; and

WHEREAS, the statistics of this tournament in Indiana's capital city are impressive: An NCAA record number of 144,000 Final Four ticket requests; NCAA's first-ever female Final Four Local Organizing Committee executive director; \$32 million economic impact; 80,000 visitors, including 3,500 coaches and 1,200 credentialed media representatives; over 242,000 "welcome" buttons, posters and other merchandise used by more than 265 businesses; 81,000 pansies planted in the Final Four's colors; and dozens of special tournament-related events and exhibits; and

WHEREAS, Indianapolis' success in hosting this national sports event with class, style and flair gave local residents a special pride for their home town, and earned a considerable amount of favorable recognition and prestige from sports writers throughout America; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes and thanks the 2,000 local volunteers who made the 1991 NCAA Final Four Tournament the most outstanding such tournament in the history of that organization.

SECTION 2. The Council notes the extraordinary contributions of the Local Patrons: The Acordia Companies, Eli Lilly and Company, Indiana Bell, Marsh Supermarkets, Inc., and RCA brand from Thomson Consumer Electronics; outstanding cooperation from: Indiana Sports Corporation, Indianapolis Commission for Downtown, Indianapolis Convention & Visitors Association, Junior League of Indianapolis, and the Indianapolis Project; also the Local Organizing Committee, and NCAA hosts Butler University and Midwest Collegiate Conference.

April 22, 1991

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 NOS. 132, 198, 199, 201, 202, 203, 204, 205 and 206, 1991. The President ruled that unless there were objections, all the appointments would be voted on together. There were no objections.

PROPOSAL NO. 132, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 132, 1991 on April 10, 1991. The proposal reappoints Robert Whipple to the Indianapolis Economic Development Commission. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

PROPOSAL NOS. 198 and 199, 1991. Councillor Rhodes reported that the Administration Committee heard Proposal Nos. 198 and 199, 1991 on April 15, 1991. PROPOSAL NO. 198, 1991. The proposal reappoints Louis Lopez to the Community Centers of Indianapolis Board. PROPOSAL NO. 199, 1991. The proposal reappoints Sue Shively to the Community Centers of Indianapolis Board. By a 5-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass.

PROPOSAL NOS. 201, 202, 203, 204, 205 and 206, 1991. Councillor Borst reported that the Metropolitan Development Committee heard Proposal Nos. 201, 202, 203, 204, 205 and 206, 1991 on April 16, 1991. PROPOSAL NO. 201, 1991. The proposal appoints Charles Pechette and Paul Sanders to the Public Housing Advisory Council. PROPOSAL NO. 202, 1991. The proposal reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I. PROPOSAL NO. 203, 1991. The proposal reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals, Division I. PROPOSAL NO. 204, 1991. The proposal appoints Stephen Johnes to the Metropolitan Board of Zoning Appeals, Division II. PROPOSAL NO. 205, 1991. The proposal reappoints Edna Halas to the Metropolitan Board of Zoning Appeals, Division III. PROPOSAL NO. 206, 1991. The proposal reappoints Mary Jane Klepek to the Metropolitan Board of Zoning Appeals, Division III. By a 5-0 vote, the Committee reported Proposal No. 201, 1991 to the Council with the recommendation that it do pass. By a 6-0 vote, the Committee reported Proposal Nos. 202, 203, 204 and 206, 1991 to the Council with the recommendation that they do pass. By a 6-0 vote, the Committee reported Proposal No. 205, 1991 to the Council with the recommendation that it do pass as amended.

The President directed the Council to vote on Proposal Nos. 132, 198, 199, 201, 202, 203, 204, 205, as amended, and 206, 1991.

Councillor McGrath stated that he would be abstaining from voting on Proposal Nos. 202, 203, 204, 205, as amended, and 206, 1991 due to a possible conflict of interest.

Proposal Nos. 132, 198, 199, and 201, 1991 were adopted by the following roll call vote; viz:

24 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West, Williams

0 NAYS:

4 NOT VOTING: Brooks, Irvin, O'Dell, Shaw

1 NOT PRESENT: Hawkins

Proposal No. 132, 1991 was retitled COUNCIL RESOLUTION NO. 28, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 28, 1991

A COUNCIL RESOLUTION reappointing Robert Whipple to the Indianapolis Economic Development Commission.

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

SECTION 1. As a member of the Indianapolis Economic Development Commission, the Council reappoints:

Robert Whipple

SECTION 2. The appointment made by this resolution is for a term ending January 31, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 198, 1991 was retitled COUNCIL RESOLUTION NO. 29, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 1991

A COUNCIL RESOLUTION reappointing Louis Lopez to the Community Centers of Indianapolis Board.

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

SECTION 1. As a member of the Community Centers of Indianapolis Board, the Council reappoints:

Louis Lopez

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 199, 1991 was retitled COUNCIL RESOLUTION NO. 30, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 1991

A COUNCIL RESOLUTION reappointing Sue Shively to the Community Centers of Indianapolis Board.

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

SECTION 1. As a member of the Community Centers of Indianapolis Board, the Council reappoints:

Sue Shively

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 201, 1991 was retitled COUNCIL RESOLUTION NO. 31, 1991 and reads as follows:

April 22, 1991

CITY-COUNTY COUNCIL RESOLUTION NO. 31, 1991

A COUNCIL RESOLUTION appointing Charles Pechette and Paul Sanders to the Public Housing Advisory Council.

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

SECTION 1. As members of the Public Housing Advisory Council, the Council appoints:

Charles Pechette
Paul Sanders

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1992. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal Nos. 202, 203, 204, 205, as amended, and 206, 1991 were adopted by the following vote; viz:

23 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West, Williams

0 NAYS:

5 NOT VOTING: Brooks, Irvin, McGrath, O'Dell, Shaw

1 NOT PRESENT: Hawkins

Proposal No. 202, 1991 was retitled COUNCIL RESOLUTION NO. 32, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 32, 1991

A COUNCIL RESOLUTION reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division I, the Council reappoints:

Alan Retherford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 203, 1991 was retitled COUNCIL RESOLUTION NO. 33, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 33, 1991

A COUNCIL RESOLUTION reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals, Division I.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division I, the Council reappoints:

Joanna Walker

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 204, 1991 was retitled COUNCIL RESOLUTION NO. 34, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 34, 1991

A COUNCIL RESOLUTION appointing Stephen Johnes to the Metropolitan Board of Zoning Appeals, Division II.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division II, the Council appoints:

Stephen Johnes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 205, 1991, as amended, was retitled COUNCIL RESOLUTION NO. 35, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 35, 1991

A COUNCIL RESOLUTION appointing Irene Heffley to the Metropolitan Board of Zoning Appeals, Division III.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division III, the Council appoints:

Irene Heffley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 206, 1991 was retitled COUNCIL RESOLUTION NO. 36, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 36, 1991

A COUNCIL RESOLUTION reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals, Division III.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division III, the Council reappoints:

Mary Jane Klepek

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 222, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Dwight Cottingham

to the Marion County Board of Tax Adjustment"; and the President referred it to the Administration Committee.

PROPOSAL NO. 223, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Donald J. Hargadon to the Cable Franchise Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 224, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Joseph M. Rink to the Cable Franchise Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 225, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Robert G. Lugar to the Cable Franchise Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 226, 1991. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a public purpose grant to Indiana University-Purdue University at Indianapolis in the amount of \$75,000 for the purpose of financing educational access cable television programming over the cable television systems within Marion County"; and the President referred it to the Administration Committee.

PROPOSAL NO. 227, 1991. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$24,600 for the County Recorder to hire an additional project coordinator for the Document Imaging Project and to increase an operator's salary"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 228, 1991. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the officers of the Consolidated City of Indianapolis and Marion County to allow Center Township to borrow money to fund poor relief"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 229, 1991. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the officers of the Consolidated City of Indianapolis and Marion County to disallow Center Township to borrow money to fund poor relief"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 230, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mark Gibson to the Metropolitan Board of Zoning Appeals, Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 231, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Philip Borst to the Indianapolis-Marion County Forensic Services Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 232, 1991. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$845 to the Domestic Relations Counseling Bureau to purchase office furniture"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 233, 1991. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by repealing the existing Chapter 4, Air Pollution Control, and adopting a new Chapter 4"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 234, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Fred G. Johnston to the Board of Ethics"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 235, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Judy Seubert to the Board of Ethics"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 236, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Georgetown Crossing and The Villages Subdivisions (District Nos. 1 and 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 237, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Normandy Farms, Franklin Woods, Perry Woods, Farhill Woods, and Quail Creek Subdivisions (District Nos. 1, 13, 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 238, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Harcourt Springs, Westchester Estates, and Crooked Creek Subdivisions; at Lafayette Boulevard and Lafayette Road; and at Lafayette Boulevard and Pike Plaza Road (District Nos. 1, 2, 8)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 239, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Hidden Bay and the Woods of North Kessler Subdivisions (District Nos. 8 and 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 240, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting the intersection controls at the intersection of English Avenue and Villa Avenue; and by authorizing a one-way traffic flow on Villa Avenue from English Avenue to Southeastern Avenue (District No. 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 241, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on a segment of Meridian Street (District No. 20)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 242, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting parking restrictions on a segment of Meridian Street and adding a parking meter zone (District No. 21)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 243, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the north side of 79th Street from Harcourt Road to Delbrook Drive (District No. 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 244, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the code by authorizing parking restrictions on the south side of 27th Street from Illinois Street to the first alley west of Illinois Street (District No. 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 245, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the code by authorizing parking control changes on College Avenue at 38th Street (District No. 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 246, 1991. Introduced by Councillors Gilmer and Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE the Code by authorizing 45 degree angle parking on a segment of Audubon Road (District No. 15)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 247, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the removal of parking restrictions on Prospect Street between Keystone Avenue and State Avenue; and by authorizing a bus stop zone on Prospect Street on the north side, from State Avenue to a point 84 feet east of State Avenue (District No. 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 248, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the east side of Brentwood Drive, from Breen Drive to a point 240 feet south of Stratford Court (District No. 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 249, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 20 mph speed zone on 77th Street, from Westfield Boulevard to the east terminus (District Nos. 4 and 6)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 250, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 35 mph speed zone on Dandy Trail between 38th and 46th Streets, and on 46th Street, from Dandy Trail to Lafayette Road (District No. 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 251, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 44 foot loading zone for the I.S.T.A. building on Capitol Avenue (District No. 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 252, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a bus stop zone on the west side of Indiana Avenue from a point 54 feet north of New York Street to a point 109 feet north of New York Street (District No. 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 253, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit restriction on Millersville Road from 42nd Street to 46th Street; and on 42nd Street from Millersville Road to Sherman Drive (District No. 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 255, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Jack H. Hall, M.D. to the Board of Public Works"; and the President referred it to the Public Works Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 152, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 152, 1991 on April 10, 1991. The proposal is an inducement resolution for Meadows-Fall Creek Farms Company, Inc. in an amount not to exceed \$10,000,000 for the acquisition of the existing facilities located at 4201 Millersville Road. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Moriarty, for adoption. Proposal No. 152, 1991 was adopted on the following roll call vote; viz:

26 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams

0 NAYS:

2 NOT VOTING: Borst, Solenberg

1 NOT PRESENT: Hawkins

Proposal No. 152, 1991 was retitled SPECIAL RESOLUTION NO. 43, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 43, 1991

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

April 22, 1991

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (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, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Meadows-Fall Creek Farms Company, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, renovation, construction, installation and equipping of a manufacturing facility containing several buildings containing a total of approximately 100,000 square feet located at 4201 Millersville Road, Indianapolis, Marion County, Indiana, which will be used for the production of non-dairy milk, ice cream and other by-products as well as co-packing fruit juices, juice concentrates, colored water and related products; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction, installation and equipping of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately twenty-six (26) after one (1) year and fifty-one (51) after three (3) years) and the creation of business opportunities to be achieved by the acquisition, renovation, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, renovation, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

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

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately twenty-six (26) after one (1) year and fifty-one (51) after three (3) years) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Ten Million Dollars (\$10,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1991, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance

of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

PROPOSAL NO. 219, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 219, 1991 on April 10, 1991. The proposal is an inducement resolution for Standard Change-Makers, Inc. in an amount not to exceed \$2,500,000 for the acquisition, construction, installation and equipping of a manufacturing facility located at Mitthoeffer Road and 30th Street. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 219, 1991 was adopted on the following roll call vote; viz:

17 YEAS: Brooks, Clark, Curry, Dowden, Giffin, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, O'Dell, Rhodes, Ruhmkorff, Strader, West, Williams

0 NAYS:

11 NOT VOTING: Borst, Boyd, Cottingham, Coughenour, Gilmer, Golc, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg

1 NOT PRESENT: Hawkins

Proposal No. 219, 1991 was retitled SPECIAL RESOLUTION NO. 44, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1991

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Standard Change-Makers, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, installation and equipping of a manufacturing facility to be used for the manufacturing of a variety of change making, token dispensing and ticket dispensing machines containing approximately 67,200 square feet to be located at Mitthoeffer Road just north of 30th Street in Indianapolis, Marion County, Indiana, located on approximately 6.6 acres; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction, installation and equipping of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately four (4) after one (1) year and seven (7) after three (3) years) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

April 22, 1991

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

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

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately four (4) after one (1) year and seven (7) after three (3) years) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer, and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1991, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

PROPOSAL NO. 220, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 220, 1991 on April 10, 1991. The proposal is an inducement resolution for Jackson Press, Inc., 1121 Southeastern Avenue, in an amount not to exceed \$3,000,000 for the acquisition and installation of a six-color press and other printing equipment. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded

by Councillor Brooks, for adoption. Proposal No. 220, 1991 was adopted on the following roll call vote; viz:

22 YEAS: Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Giffin, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, West, Williams

0 NAYS:

6 NOT VOTING: Borst, Cottingham, Gilmer, Shaw, Solenberg, Strader

1 NOT PRESENT: Hawkins

Proposal No. 220, 1991 was retitled SPECIAL RESOLUTION NO. 45, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 1991

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (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 and installation of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Jackson Press, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition and installation, in the applicant's existing facility containing approximately 30,000 square feet located at 1121 Southeastern Avenue, Indianapolis, Marion County, Indiana, on approximately 3.1 acres, of a six color printing press and other printing equipment to be used for the manufacturing of general sheetfed offset printed material; and the acquisition and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately fourteen (14) after one (1) year and thirty-five (35) after three (3) years) and the creation of business opportunities to be achieved by the acquisition and installation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition and installation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

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

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately fourteen (14) after one (1) year and thirty-five (35) after three (3) years) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Three Million Dollars (\$3,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition and installation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition and installation of the Project will serve the public purposes referred to above in accordance with the Act.

April 22, 1991

SECTION 3. In order to induce the Applicant to proceed with the acquisition and installation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1991, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

PROPOSAL NO. 221, 1991. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 221, 1991 on April 10, 1991. The proposal is an inducement resolution for Daniel Cantor and Joel G. Coleman, or any Indiana General Partnership which is controlled by Daniel Cantor and Joel G. Coleman, in an amount not to exceed \$4,600,000 for the acquisition, construction, installation and equipping of a facility located at 3300 Post Road. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Ruhmkorff for adoption. Proposal No. 221, 1991 was adopted on the following roll call vote; viz:

22 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Golc, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, West, Williams

0 NAYS:

6 NOT VOTING: Borst, Gilmer, Jones, Shaw, Solenberg, Strader

1 NOT PRESENT: Hawkins

Proposal No. 221, 1991 was retitled SPECIAL RESOLUTION NO. 46, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1991

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds

from said financing to be used for the acquisition, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Daniel Cantor and Joel G. Coleman, or any Indiana general partnership which is controlled by Daniel Cantor and Joel G. Coleman (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, installation and equipping of a manufacturing facility containing approximately 185,000 square feet which will be used by Hamilton Displays, Inc. for the production of displays for industrial trade shows, museums and other end users to be located at 3300 Post Road in Indianapolis, Marion County, Indiana, on approximately 10.75 acres; and the acquisition, construction, installation and equipping of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately six (6) after one (1) year and fourteen (14) after three (3) years) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

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

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately six (6) after one (1) year and fourteen (14) after three (3) years) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Two Million Five Hundred Thousand Dollars (\$4,600,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1991, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or

April 22, 1991

additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

PROPOSAL NO. 256-258, 1991. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 19, 1991". The Council did not schedule Proposal Nos. 256-258, 1991 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 256-258, 1991 were retitled REZONING ORDINANCE NOS. 52-54, 1991 and are identified as follows:

REZONING ORDINANCE NO. 52, 1991. 90-Z-221 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1

9340 WALDEMAR ROAD, INDIANAPOLIS.

CLAIRE A. PANKE requests the rezoning of 30 acres, being in the D-2 district, to the C-2 classification to provide for commercial development.

REZONING ORDINANCE NO. 53, 1991. 91-Z-25 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3

7404 EAST 71ST STREET, INDIANAPOLIS.

MARK III DEVELOPMENT GROUP, d/b/a SHADELAND STATION, by Thomas Michael Quinn, requests the rezoning of 4.122 acres, being in the D-3 district, to the D-6II classification to provide for multi-family housing.

REZONING ORDINANCE NO. 54, 1991. 91-Z-40 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5

11105 PENDLETON PIKE, INDIANAPOLIS.

OVERLOOK GROUP, LTD., by Douglas W. Pool, requests the rezoning of 4.4 acres, being in the D-A/FP/FW district, to the C-4/FP/FW classification to provide for commercial development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 207, 1991. The proposal is a rezoning ordinance for certain property in Perry Township, Councilmanic District 20, located at 3360 South Harlan Street. Proposal No. 207, 1991 was certified by the Metropolitan Development Commission on April 5, 1991. On April 8, 1991, the Council voted to schedule a public hearing for April 22, 1991. Councillor McGrath, in whose district the property is located, stated that the petitioner wishes to rezone 17.3 acres from the D-4 district to D-11 classification to develop a mobile home park. There are several residents who object to the mobile home park in this area. The General Counsel conducted a preliminary hearing on April 17, 1991. No agreement was reached among the parties.

Mike Kias, attorney for the petitioner, stated that the petitioner is D & S Investments, a partnership comprised of Dan Cartwright and Sid Blazek. The plan submitted by his client will have ninety-two mobile homes and meets all the D-11 requirements. He urged the Council to support the rezoning of this property.

David Ford, remonstrator, stated that this area is presently zoned for single-family homes and he does not want it rezoned for mobile homes. He believes trailer parks degrade an area.

Shirley Brooks, remonstrator, said that she just moved into the area in January and was told at that time that there would be twenty-six single-family homes built on the 17.3 acres. If the area is rezoned D-11 and a mobile home park is developed for ninety-two units, she feels that this will increase traffic too much for the area and there will be an increase in crime.

Mary Forey, remonstrator, stated that she has lived in the area since the end of World War II and does not want ninety-two trailers tapping into a sewer system that she paid for. She does not believe the present sewer system is large enough to handle the extra load.

Mary Anderson, remonstrator, explained that she and her husband have lived in the area for over forty years. She said that if the D-11 classification is granted, her concern is that the increased traffic will have a negative impact on the area since most of the surrounding streets are very narrow. She informed the Council that the district schools are already overcrowded.

The four remonstrators urged the Council to deny the rezoning.

Councillor Golc asked if there is a comprehensive plan for this area. Tamara Tracy, Senior Planner, Department of Metropolitan Development, replied that this area is under the Perry Township Comprehensive Plan and that the rezoning is in agreement with that plan.

Councillor Borst stated that he is concerned with traffic on the streets in that area because the streets are so narrow.

The President explained that the Metropolitan Development Commission has recommended the rezoning and to reverse their recommendation would require 18 negative votes. The President instructed the Council that to reject the Commission's recommendation, to vote "red" (nay), and to sustain the Commission's recommendation to vote "green" (yea). Proposal No. 207, 1991 was adopted by the following roll call vote; viz:

14 YEAS: Borst, Boyd, Clark, Cottingham, Dowden, Gilmer, Holmes, Howard, Irvin, Mukes-Gaither, O'Dell, Rhodes, Schneider, Solenberg

12 NAYS: Coughenour, Curry, Giffin, Golc, Jones, McGrath, Moriarty, Ruhmkorff, SerVaas, Strader, West, Williams

2 NOT VOTING: Brooks, Shaw

1 NOT PRESENT: Hawkins

Councillor Brooks stated that he abstained due to a possible conflict of interest.

Proposal No. 207, 1991 was retitled REZONING ORDINANCE NO. 55, 1991 and is identified as follows:

REZONING ORDINANCE NO. 55, 1991. 91-Z-11 PERRY TOWNSHIP

COUNCILMANIC DISTRICT NO. 25

3360 SOUTH HARLAN STREET, INDIANAPOLIS.

DAVID D. FINNEY, by Michael J. Kias, requests the rezoning of 17.3 acres, being in the D-4 district, to the D-11 classification to provide for the development of a mobile home park.

PROPOSAL NO. 109, 1991. The proposal appropriates \$427,620 for the Presiding Judge of the Municipal Court to pay the following expenses for the Public Defender's Office and the Domestic Violence Court: additional staff, supplies, Pauper Appeals and miscellaneous

April 22, 1991

items. Councillor Dowden asked for consent to postpone Proposal No. 109, 1991 until May 20, 1991. Consent was given.

PROPOSAL NO. 165, 1991. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 165, 1991 on April 11, 1991. The proposal appropriates \$1,700,000 for the Solid Waste Disposal Agency to pay for the Phase V construction of the Resource Recovery Ash-Monofill. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:39 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption. Proposal No. 165, 1991 was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West*
0 NAYS:
6 NOT VOTING: *Boyd, Brooks, Dowden, Golc, Shaw, Williams*
1 NOT PRESENT: *Hawkins*

Proposal No. 165, 1991 was retitled FISCAL ORDINANCE NO. 27, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional One Million Seven Hundred Thousand Dollars (\$1,700,000) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Division of Administration (Solid Waste Disposal), and reducing the unappropriated and unencumbered balance in the Solid Waste Disposal 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 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Division of Administration (Solid Waste Disposal), to pay for the construction of Phase V of the Resource Recovery Ash-Monofill.

SECTION 2. The sum of One Million Seven Hundred Thousand Dollars (\$1,700,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS
DIVISION OF ADMINISTRATION
(SOLID WASTE DISPOSAL)

SOLID WASTE DISPOSAL FUND

3. Other Services and Charges \$1,700,000
TOTAL INCREASE \$1,700,000

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

SOLID WASTE DISPOSAL FUND

Unappropriated and Unencumbered
Solid Waste Disposal Fund \$1,700,000
TOTAL REDUCTION \$1,700,000

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

PROPOSAL NO. 186, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 186, 1991 on April 10, 1991. The proposal appropriates \$237,150 for Metropolitan Emergency Communications Agency for the following purposes: (1) a one-time payment of \$120,000 for the use of the Oaklandon Water Tower for ten years as a receive site, and (2) \$117,150 for renovation, site preparation and design cost for Public Safety Answering Points located in Lawrence, Beech Grove and Speedway. It was amended in Committee by adding the underlined text as follows:

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 1991, be and is hereby amended by the increases and reductions hereinafter stated for the Metropolitan Emergency Communications Agency to request reappropriation of \$237,150 for the purposes of \$120,000 for a one-time payment for use of the Oaklandon water tower for ten (10) years, and for any ensuing time an antenna site is required as a receive site, and \$117,150 for renovation, site preparation and design cost for Lawrence, Beech Grove and Speedway PSAP.

By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:42 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 186, 1991, as amended, was adopted on the following roll call vote; viz:

21 YEAS: *Boyd, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West*

0 NAYS:

7 NOT VOTING: *Borst, Brooks, Coughenour, Golc, Jones, Shaw, Williams*

1 NOT PRESENT: *Hawkins*

Proposal No. 186, 1991 was retitled FISCAL ORDINANCE NO. 28, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Two Hundred Thirty-seven Thousand One Hundred and Fifty Dollars (\$237,150) in the Metropolitan Emergency Communications Fund for purposes of the Metropolitan Emergency Communications Agency and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications 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 1991, be and is hereby amended by the increases and reductions hereinafter stated for the Metropolitan Emergency Communications Agency to request reappropriation of \$237,150 for the purposes of \$120,000 for a one-time payment for use of the Oaklandon water tower for ten (10) years, and for any ensuing time an antenna site is required as a receive site, and \$117,150 for renovation, site preparation and design cost for Lawrence, Beech Grove and Speedway PSAP.

SECTION 2. The sum of Two Hundred Thirty-seven Thousand One Hundred Fifty Dollars (\$237,150) 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:

April 22, 1991

METROPOLITAN EMERGENCY
COMMUNICATIONS AGENCY

3. Other Services and Charges
TOTAL INCREASE

METROPOLITAN EMERGENCY
COMMUNICATIONS FUND

\$237,150
\$237,150

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

Unappropriated and Unencumbered
Metropolitan Emergency Communications Fund
TOTAL REDUCTION

METROPOLITAN EMERGENCY
COMMUNICATIONS FUND

\$237,150
\$237,150

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

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 104, 1991. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 104, 1991 on April 16, 1991. The proposal approves the establishing of the Airport Economic Development Area. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Solenberg, for adoption. Proposal No. 104, 1991 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West

0 NAYS:

3 NOT VOTING: Jones, Shaw, Williams

1 NOT PRESENT: Hawkins

Proposal No. 104, 1991 was retitled SPECIAL ORDINANCE NO. 3, 1991 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1991

A SPECIAL ORDINANCE approving the establishing of the Airport Industrial Economic Development Area.

WHEREAS, on December 5, 1990, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission") adopted its Airport Industrial Economic Development Area Declaratory Resolution No. 90-281 (the "Declaratory Resolution"), declaring a certain geographical area located within the Redevelopment District of the City of Indianapolis, Indiana, (the "Redevelopment District") as an economic development area pursuant to the provisions of IC 36-7-15.1 (the "Act") and designating said economic development area as the Airport Industrial Development Area and approving an economic development plan for the area designated as the Airport Industrial Economic Development Area Plan; and

WHEREAS, on December 19, 1990, the Commission, following a public hearing thereon upon notice as required by law, adopted its Airport Industrial Economic Development Area Confirmatory Resolution, Resolution No. 90-283 ("Confirmatory Resolution") confirming in all respects the Declaratory Resolution; and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana, has determined that the designation of the Airport Industrial Economic Development Area and the planning, replanning, development and redevelopment of said area in accordance with the Airport Industrial Economic Development Area plan are of public utility and benefit and are in the best interests of the citizens of the Redevelopment District and the City of Indianapolis; now therefore;

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

SECTION 1. The Council hereby approves the determination of the Commission establishing the Airport Industrial Economic Development Area as set forth in the Declaratory Resolution and confirmed by the Confirmatory Resolution.

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

PROPOSAL NO. 156, 1991. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 156, 1991 on April 9, 1991. The proposal transfers and appropriates \$304 for the Washington Township Assessor to have sufficient funds to purchase an additional computer terminal. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 156, 1991 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West

0 NAYS:

3 NOT VOTING: Howard, Shaw, Williams

1 NOT PRESENT: Hawkins

Proposal No. 156, 1991 was retitled FISCAL ORDINANCE NO. 29, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 29, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Three Hundred Four Dollars (\$304) in the County General Fund for purposes of the Washington Township Assessor and reducing certain other appropriations for that office.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (u) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Washington Township Assessor to purchase an additional computer terminal.

SECTION 2. The sum of Three hundred Four Dollars (\$304) be, and the same is hereby transferred, for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>WASHINGTON TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>\$304</u>
TOTAL INCREASE	\$304

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

<u>WASHINGTON TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>\$304</u>
TOTAL REDUCTION	\$304

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

PROPOSAL NOS. 187 and 188, 1991. Councillor Dowden asked for consent to vote on both proposals together. Consent was given. PROPOSAL NO. 187, 1991. The proposal authorizes the purchase of 12,500 sq ft located in the 2500 block of West Michigan Street

April 22, 1991

for use as a parking lot for the Indianapolis Police Department. PROPOSAL NO. 188, 1991. The proposal authorizes the purchase of 12,700 sq ft located at 2526-2530 West Michigan Street to be used as a parking lot for the Indianapolis Police Department. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 187 and 188, 1991 on April 10, 1991. By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal Nos. 187 and 188, 1991 were adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West

0 NAYS:

3 NOT VOTING: Cottingham, Shaw, Williams

1 NOT PRESENT: Hawkins

Proposal No. 187, 1991 was retitled SPECIAL RESOLUTION NO. 47, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 1991

A SPECIAL RESOLUTION authorizing the purchase of approximately twelve thousand five hundred (12,500) square feet of real property in the 2500 block of West Michigan Street by the Department of Public Safety for use as a parking lot by the Quadrant IV/Traffic Branch headquarters of the Indianapolis Police Department.

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

SECTION 1. The Department of Public Safety desires to purchase approximately twelve thousand five hundred (12,500) square feet located in the 2500 block of West Michigan Street for use as a parking lot by the Quadrant IV/Traffic Branch headquarters of the Indianapolis Police Department.

SECTION 2. The property is owned by Ernest E. Dison D/B/A/ Dison Realty, Incorporated, 3001 West Michigan Street, Indianapolis, Indiana 46222.

SECTION 3. The City-County Council, pursuant to IC 36-1-10.5-5, has investigated the conditions requiring the subject purchase and hereby authorizes the purchase of approximately twelve thousand five hundred (12,500) square feet in the 2500 block of West Michigan Street from Mr. Ernest E. Dison, for a price no greater than the average of the two (2) appraisals required by IC 36-1-10.5-5 for use as a parking lot by the Quadrant IV/Traffic Branch headquarters of the Indianapolis Police Department of the Department of Public Safety.

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

Proposal No. 188, 1991 was retitled SPECIAL RESOLUTION NO. 48, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 48, 1991

A SPECIAL RESOLUTION authorizing the purchase of approximately twelve thousand seven hundred (12,700) square feet of real estate located at 2526-2530 West Michigan Street by the Department of Public Safety for use as a parking lot by the Quadrant IV/Traffic Branch headquarters of the Indianapolis Police Department.

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

SECTION 1. The Department of Public Safety desires to purchase approximately twelve thousand seven hundred (12,700) square feet located at 2526-2530 West Michigan Street for use as a parking lot for the Quadrant IV/Traffic Branch headquarters of the Indianapolis Police Department.

SECTION 2. The property is titled to Elmer and Peggy Howard, 3519 Southeastern Avenue, Indianapolis, Indiana 46203; however, Allen Bollinger, P.O. Box 51831, Indianapolis, Indiana 46251 has entered into a land contract with the Howards to purchase the property and will exercise his rights to consummate the purchase.

SECTION 3. The City-County Council, pursuant to IC 36-1-10.5-5, has investigated the conditions requiring the subject purchase and hereby authorizes the purchase of approximately twelve thousand seven hundred (12,700) square feet located at 2526-2530 West Michigan Street from Allen Bollinger for a price no greater than the average of the two (2) appraisals required by IC 36-1-10.5-5 for use as a parking lot by the Quadrant IV/Traffic Branch headquarters of the Indianapolis Police Department of the Department of Public Safety.

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

Councillor Rhodes asked for consent to hear Proposal 153, 1991 at this time. Consent was given.

PROPOSAL NO. 153, 1991. Councillor Rhodes reported that the Administration Committee heard Proposal No. 153, 1991 on April 22, 1991. The proposal provides benefits to those public employees called upon for active military duty in Operation Desert Shield and Operation Desert Storm. The proposal was amended in Committee and Councillor Rhodes said there needs to be a technical amendment at this time due to a clerical error; therefore, he moved, seconded by Councillor McGrath, to delete the word full-time which appears in Section 1, Sec. 23-11 (a) in the last line. This motion passed by unanimous voice vote. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer asked how many employees are involved with Operation Desert Shield and Operation Desert Storm, and Councillor Rhodes replied that it effects five employees from the county and thirteen employees from the city. The total dollar impact will be \$25,138.

Councillor Golc inquired as to what will happen in the event these employees are kept on military duty for an extended period of time and do not return to city/county employment by November 1, 1991. Councillor Rhodes replied that the ordinance will have to be amended.

Councillor Rhodes moved, seconded by Councillor McGrath, for adoption. Proposal No. 153, 1991 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader, West

0 NAYS:

4 NOT VOTING: Howard, Schneider, Shaw, Williams

1 NOT PRESENT: Hawkins

Proposal No. 153, 1991 was retitled GENERAL ORDINANCE NO. 49, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 49, 1991

A GENERAL ORDINANCE adding a new section 23-11 to Chapter 23, Article 1 of the Code of Indianapolis and Marion County, Indiana to provide benefits to those public employees called upon for active military duty in Operation Desert Shield and Operation Desert Storm.

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

April 22, 1991

SECTION 1. Chapter 23, Article 1 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by adding a new Section 11 to read as follows:

Sec. 23-11. City and county employees who served in Operation Desert Shield and Desert Storm.

(a) Notwithstanding any other provisions of law, this section applies to: any officer or employee whose employment is subject to this Chapter, or is a merit officer of the Marion County Sheriff's Department, Indianapolis Police Department or Indianapolis Fire Department, and as a member of the Indiana national guard, or a reserve component of the armed forces of the United States served on full-time active duty service in America's participation in Operation Desert Shield or Operation Desert Storm, and has returned to employment with the City or County by November 1, 1991.

(b) As a demonstration of the gratitude of the taxpayers of Indianapolis and Marion County for those city and county public employees whose lives were disrupted and who suffered financial and personal hardship by answering the call to bear arms in defense of liberty and freedom, a Gulf Conflict Leave is hereby created as follows:

Each employee who meets the qualifications of subsection (a) shall receive one hundred twenty (120) hours Gulf Conflict Leave time to be taken as paid leave or as a lump sum payment figured at the employee's hourly rate; or the employee may elect to receive a combination of paid leave and cash payment.

(c) The following provisions and procedures shall apply:

- (1) a qualified person shall apply for these benefits at the office of the City Controller or County Auditor, as appropriate, as soon as possible, but not later than thirty (30) days after being discharged from active duty.
- (2) affected governmental agencies shall pay any such expenses from the personal services part of their 1991 budgets; the council will be receptive to budget transfer requests or additional appropriations requests from any agency which may be unduly affected by this expense.
- (3) all Gulf Conflict Leave time must be taken or paid by December 31, 1991.

(d) The Council urges all citizens and employers in Indianapolis to make special readjustment efforts for the heroes from this city who responded to America's call in Operation Desert Storm or Operation Desert Shield.

(e) This section shall expire December 31, 1991.

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

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:07 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 22nd day of April, 1991.

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

Beert Serwaas

President

Ben J. Hagan
Clerk of the Council

ATTEST:

(SEAL)