

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

**REGULAR MEETINGS
MONDAY, NOVEMBER 25, 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 7:10 p.m. on Monday, November 25, 1991, with Councillor SerVaas presiding.

Councillor Moriarty led the opening prayer and invited all present to join her and the Marine Corp Color Guard 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:

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

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

OFFICIAL COMMUNICATIONS

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

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

Ladies and Gentlemen:

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

Journal of the City-County Council

Chambers, on Monday, November 25, 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

November 11, 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, November 14, 1991, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 558, 559, 564, 568, 569 and 571, 1991, to be held on Monday, November 25, 1991, at 7:00 p.m., in the City-County Building.

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

November 11, 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, November 14, 1991, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 575, 1991, to be held on Monday, November 25, 1991, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, 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, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 71, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Eighteen Thousand Four Hundred Dollars (\$18,400) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department, and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

FISCAL ORDINANCE NO. 72, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional One Hundred Fifty Thousand Dollars (\$150,000) in the Prosecutor's Diversion Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Prosecutor's Diversion Fund.

FISCAL ORDINANCE NO. 73, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Forty-five Thousand Dollars (\$45,000) in the State & Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

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FISCAL ORDINANCE NO. 74, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating Twenty-one Thousand Six Hundred Nineteen Dollars (\$21,619) in the County General Fund for purposes of the County Auditor and reducing certain other appropriations from the Superior Court-Juvenile Division/Detention Center.

FISCAL ORDINANCE NO. 75, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No.95, 1990) appropriating an additional Eighty-five Thousand Eight Hundred Twenty-nine Dollars (\$85,829) in the State & Federal Grants Fund for purposes of the Community Corrections Division and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

FISCAL ORDINANCE NO. 76, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the Consolidated Cumulative Development Fund for purposes of the Department of Public Works, Office of the Director and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 77, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional One Million Dollars (\$1,000,000) in the Sanitation General Fund for purposes of the Department of Public Works Advanced Wastewater Treatment and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 78, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional One Thousand Nine Hundred Fifty Dollars (\$1,950) in the County General Fund for purposes of the Superior Court - Civil Division - Room One and reducing certain other appropriations for that Court.

SPECIAL RESOLUTION NO. 95, 1991, concerning The Grove of Remembrance in Garfield Park.

SPECIAL RESOLUTION NO. 96, 1991, concerning missing American servicemen.

SPECIAL RESOLUTION NO. 97, 1991, authorizing the appropriate officers of Marion County to appeal to the State Board of Tax Commissioners for an increase in the tax rate and levy as fixed by the County Board of Tax Adjustment and for an approval of a tax rate and levy sufficient to fund certain appropriations as originally submitted to the Marion County Board of Tax Adjustment.

SPECIAL RESOLUTION NO. 98, 1991, authorizing the lease of office space located at 1806 Stout Field West Drive, Indianapolis, Indiana, for the Marion County Sheriff's Department.

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

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Dowden asked for consent to amend the agenda and hear Proposal No. 566, 1991 following the Presentation of Petitions, Memorials, Special Resolutions and Council Resolutions. Consent was given.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of November 11, 1991. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 617, 1991. This proposal, sponsored by Councillors Ruhmkorff and O'Dell, concerns the Korean War and the Chosin Reservoir Battle. Councillor Ruhmkorff read the resolution and presented framed documents to the following veterans of the United

States Marine Corp: John Flack, Glenn Jones, Bob McKee, Ray Moody, Everett McFarland, Jim Peachey, Marvin Pike, Dan Quinn, Kenny Sanders, Dan Skinner, Harold Steinmetz, Tracy Stokes, Howard Suttmiller, Harley Trueblood, Walter Wells, Leonard West, Curtis Willis, Bill Croasmun and Tom Lineberry; and to the following veterans of the United States Army: Clarency Hagen, Rev. Sam Muncy, Sam Swanson and Curtis Willis. Mr. Trueblood expressed appreciation for the recognition. Councillor Ruhmkorff moved, seconded by Councillor O'Deill, for adoption. Proposal No. 617, 1991 was adopted by unanimous voice vote.

Proposal No. 617, 1991 was retitled SPECIAL RESOLUTION NO. 99, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 99, 1991

A SPECIAL RESOLUTION concerning the Korean War and the Chosin Reservoir Battle.

WHEREAS, the Korean War from 1950 to 1953 was a campaign to win the freedom of the Republic of Korea from Communist subjugation; and

WHEREAS, the intense three year Korean War cost the lives of 54,246 Americans; and

WHEREAS, one of the most important battles of the war was Chosin Reservoir in November and December of 1950 when the 1st Marine Division spearheading an attack deep into the heart of North Korea was cut off in an ambush by over 100,000 fresh Chinese troops; and

WHEREAS, the trapped Marines successfully returned back to friendly lines with their dead and wounded, in minus thirty degree nighttime weather, inflicting 37,500 enemy casualties versus 7,500 American casualties; and

WHEREAS, thirteen Medals of Honor and seventy Navy Crosses were awarded to individuals in the Chosin Reservoir ordeal -- the most ever awarded for a single battle in U.S. military history; 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 salutes those who served America and freedom in the Korean War, including many sons and daughters from Indianapolis.

SECTION 2. The Council particularly notes the heroic actions of "The Chosin Few" who successfully escaped from the massive Chosin Reservoir ambush with honor while being outnumbered nearly ten to one.

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

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

PROPOSAL NO. 618, 1991. This proposal, sponsored by Councillor McGrath, recognizes Majorie F. Nackenhorst. Councillor McGrath read the resolution and presented a framed document to Ms. Nackenhorst, who expressed appreciation for the recognition. Councillor McGrath moved, seconded by Councillor Irvin, for adoption. Proposal No. 618, 1991 was adopted by unanimous voice vote.

Proposal No. 618, 1991 was retitled SPECIAL RESOLUTION NO. 100, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 100, 1991

A SPECIAL RESOLUTION recognizing Marjorie F. Nackenhorst.

WHEREAS, Marjorie F. Nackenhorst is a very special lady in the south side of Indianapolis; and

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WHEREAS, although a native of Frankfort, Indiana, she has lived across the street from her beloved Garfield Park for forty-six years, and is known far and wide as the honorary "Mayor of Garfield Park" -- a title coined by Councillors Schneider and Dowden and Mayor Lugar at Mayor Lugar's 1968 Inauguration event; and

WHEREAS, during the last four decades Mrs. Nackenhorst has been instrumental in rallying support for revitalizing and improving the almost 120-year-old Garfield Park as a place for good clean family recreation; and

WHEREAS, she initiated neighborhood petitions and prodded city officials to win the neighborhood's newest crown jewel, Indianapolis Fire Station # 29, which this year replaced the obsolete 1915 local firehouse; and

WHEREAS, Mrs. Nackenhorst is also active with local zoning cases for her neighborhood, the Indianapolis Baptist Temple, Citizens for Decency through Law, Christian Action Council, Pro America, she works with children at the Marion County Guardian's Home and has been a Republican Precinct Vice Committeeman for the past quarter century; 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 commends the dedication of Mrs. Marjorie F. Nackenhorst, the "Mayor of Garfield Park".

SECTION 2. Instead of merely watching the world go by, Mrs. Nackenhorst chooses to become an active participant in life trying to make her part of our city a better place in which to live.

SECTION 3. May the Good Lord smile upon Marjorie Nackenhorst, her husband John, their daughters Cheryl Crapo and Debra Nackenhorst, and upon their three grandchildren.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 619, 1991. This proposal, sponsored by Councillor Clark, recognizes Warren Township Tactical 43 Extrication Team. Councillor Clark read the resolution and presented framed documents to the following team members: Lt. Paul Bailey, Lt. Gary Blackwell, Carl Abbott, David Dickerson and Shawn Grass. Lt. Blackwell expressed appreciation for the recognition. Also present were Chief George Battles and Trustee Russell Van Treese. Councillor Clark moved, seconded by Councillor West, for adoption. Proposal No. 619, 1991 was adopted by unanimous voice vote.

Proposal No. 619, 1991 was retitled SPECIAL RESOLUTION NO. 101, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 101, 1991

A SPECIAL RESOLUTION recognizing Warren Township Tactical 43 Extrication Team.

WHEREAS, rapid and proficient extrication of human beings from entangled wreckages often means the difference between life and death for the victim; and

WHEREAS, five members from Warren Township Fire Department's Tactical 43 Extrication Team competed in the Eighth Annual International Auto Extrication Competition in Mississauga, Ontario, Canada September 16-19, 1991; and

WHEREAS, competing against teams from throughout the world, Warren Township's representatives earned Second Place in the Unlimited Division, and Third Place in the Overall Category; 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 congratulates Warren Township Fire Department's Tactical 43 Extrication Team which placed second in international competition.

SECTION 2. Tactical 43 team members, who paid their own way and who did much of their training on their days off, are: Lt. Paul Bailey, Lt. Gary Blackwell, Carl Abbott, David Dickerson and Shawn Grass.

SECTION 3. For their support and encouragement of the team, the Council also recognizes Chief George Battles, Trustee Russell Van Treese and Interstate Towing Service which contributed several wrecked cars for training practice.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 620, 1991. This proposal, sponsored by Councillor Gilmer, concerns the fiftieth anniversary of Pearl Harbor. Councillor Gilmer read the resolution and presented framed documents to the following members of the World War II National Commemorative Association: Elbert Watson, Col Jim Shelton, Donald Peek, Orville Jinks, Bob Neewkirk, Ray Watkins and Lionel Burgess. Mr. Watson expressed appreciation for the recognition. Councillors Gilmer, SerVaas and Holmes were also acknowledged as World War II veterans. Councillor Gilmer moved, seconded by Councillor Rhodes, for adoption. Proposal No. 620, 1991 was adopted by unanimous voice vote.

Proposal No. 620, 1991 was retitled SPECIAL RESOLUTION NO. 102, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 102, 1991

A SPECIAL RESOLUTION concerning the fiftieth anniversary of Pearl Harbor.

WHEREAS, December 7, 1991, marks the fiftieth anniversary of the Japanese bombing of Pearl Harbor which cost the lives of 2,403 Americans; and

WHEREAS, the surprise attack by Japan that Sunday morning brought the United States directly into World War II for the next four years at a terrible cost of more than 300,000 young Americans; and

WHEREAS, many of those who lost their lives, or who were wounded, were local friends and relatives who sacrificially gave of themselves to defend our country; and

WHEREAS, the World War II Commemorative Association on December 7, 1991, will conduct a special day long memorial service at the World War Memorial Building in downtown Indianapolis to honor those who died at Pearl Harbor during that day of infamy fifty years ago; 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 marks December 7, 1991, as a time of special remembrance of those who lost their lives at Pearl Harbor during that fateful day fifty years ago.

SECTION 2. The Council encourages as many citizens as possible to participate in the Memorial Service at the World War Memorial Building.

SECTION 3. The Council especially urges citizens to spend a few moments on December 7th to reflect upon the events at Pearl Harbor, to thank God for protecting our nation during those perilous war years, and for His granting to us so many blessings during those many years since World War II.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 566, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 566, 1991 on November 20, 1991. The proposal approves the sale of Fire Station No. 29 at 2302 Shelby Street. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do

pass. Councillor Dowden also reported that since the November 20, 1991 Committee meeting Councillors McGrath and Irvin have met with an organization that is interested in this property. Councillor Dowden asked Councillor McGrath for a further report.

Councillor McGrath stated that he and Councillor Irvin met with the Organized Alliance of Southside Indianapolis Schools (OASIS), Art Strong, Director of Parks and Recreation, and Joseph Shelton, Director of the Department of Public Safety. OASIS is a group consisting of public and private school principals, social workers, public health professionals and business persons on the southside. Councillor McGrath said that he would like to see this proposal stricken because OASIS has some ideas for using the firestation and it would afford the group an opportunity to put together a package utilizing federal grants and private money so that it could make an offer on the facility. Councillor McGrath moved that Proposal No. 566, 1991 be stricken.

Councillor Irvin said that he is a member of OASIS and he asked for consent to have the president of OASIS, Kathy Tichenour, speak on this issue. Consent was given.

Ms. Tichenour explained that the group was formed to create an atmosphere of community on the near southside for school children. One of the needs for students after school is some type of center where students can go to be tutored. There are a number of grants available and OASIS has started the process, but needs a little more time.

Councillor Irvin stated that he believes Firestation No. 29 is a perfect location for a student center. He further stated that OASIS will be sending the Committee a letter of intent with a time line and explaining their intentions. He seconded Councillor McGrath's motion to strike.

Councillor Ruhmkorff said that she will vote "no" on the motion to strike because she believes that schools are for tutoring and she does not like the idea of letting groups use public facilities for free. This might set a precedent and the Council would receive too many similar requests.

Councillor Curry stated, in his opinion, Council should return this matter to committee and have it fully debated in a committee procedure; therefore, he moved that Proposal No. 566, 1991 be returned to committee. Councillor West seconded this motion.

Councillor Borst said that this building was constructed in the early 1900's and it is appraised at \$31,750 which will not make or break the City if it is sold. He said he is against sending it back to committee and is in favor of the motion to strike.

Councillor West voiced his support of sending the proposal back to committee because another discussion would help all parties and the Department of Metropolitan Development should be involved since it concerns redevelopment of a neighborhood.

The President asked for a voice vote on Councillor Curry's motion to return Proposal No. 566, 1991 to committee. This motion failed by a voice vote.

The President asked for a voice vote on Councillor McGrath's motion to strike Proposal No. 566, 1991. Proposal No. 566, 1991 was stricken by a majority voice vote.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 587, 1991. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to require male city job applicants between the ages of 18 and 26 to have registered with the federal draft board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 588, 1991. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$55,000 for the County Treasurer to pay construction costs for customized security counters for the records and cashier areas"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 589, 1991. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1992 through December 31, 1992"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 590, 1991. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the composition and procedures of the Marion County Job Classification and Compensation Board"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 591, 1991. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE setting the salaries of the judges of the Marion Small Claims Courts"; and the President referred it to the County and Townships Committee.

[Clerk's Note: Councillor Rhodes asked that a County and Townships Committee meeting be held before the next December 9, 1991 Council meeting. The President agreed to discuss that matter at the end of the meeting.]

PROPOSAL NO. 592, 1991. Introduced by Councillors 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, Solenberg, Strader, West and Williams. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE ratifying a project agreement entered into by the City, State, Airport Authority and United Airlines; and approving and authorizing certain actions associated with the financing of the City's commitments under such agreement"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 593, 1991. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$706,000 for the Department of Metropolitan Development, Economic and Housing Development Division, for additional right-of-way acquisition and transportation construction costs for the Indianapolis Canal Project"; and the President referred it to the Metropolitan Development Committee.

[Clerk's Note: The President instructed the Clerk to send a Metropolitan Development Committee notice on Proposal Nos. 592 and 593, 1991 to all Councillors.]

PROPOSAL NO. 594, 1991. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$14,227 for the Prosecuting Attorney to continue the Domestic Violence Victim's Counseling Project which is funded by the annual Salvation Army grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 595, 1991. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Victim Witness Services"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 596, 1991. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE creating a Court Violations Bureau administrative fee and fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 597, 1991. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Avon Creek subdivision (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 598, 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 Fawn Lake subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 599, 1991. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Grassy Creek subdivision (District 13)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 600, 1991. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Deer Creek subdivision (District 8)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 601, 1991. Introduced by Councillor Solenberg. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Fairway Village subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 602, 1991. Introduced by Councillor Solenberg. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Farmington subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 603, 1991. Introduced by Councillor Solenberg. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Wyndemer Court subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 604, 1991. Introduced by Councillor Solenberg. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 3-way stop at the intersection of Winona Drive and 63rd Street (Districts 3 and 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 605, 1991. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at various locations (District 8)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 606, 1991. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Dakota Street and Lafayette Boulevard and at Dakota Street and 46th Street (District 8)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 607, 1991. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in intersection controls at the intersections of Bluebell Lane, Columbine Drive and Verbena Court and at Lupine Court and Lupine Drive (District 8)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 608, 1991. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Holliday Circle and Holliday Drive, and at Kenwood Avenue and Pine Drive (District 4) "; and the President referred it to the Transportation Committee.

PROPOSAL NO. 609, 1991. Introduced by Councillors Strader and Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE ding the Code by authorizing intersection controls at Arbor Street and Murray Street, and at Coffey Street and Troy Avenue (Districts 23 and 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 610, 1991. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking control changes on Illinois Street between 16th Street and 21st Street (Districts 16 and 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 611, 1991. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in the existing parking restrictions on Ritter Avenue between 13th Street and 17th Street (District 15)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 612, 1991. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on segments of McCarty Street and Western Drive (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 613, 1991. Introduced by Councillors McGrath and O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 25 MPH speed limit on University Avenue, from Arlington Avenue to Irving Circle (District 14)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 614, 1991. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by making Roosevelt Street one-way eastbound, between Station Street and Sherman Drive (District 10)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 615, 1991. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit restriction on segments of 27th, 28th and 29th Streets (District 10)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 616, 1991. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by correcting Section 1 of General Ordinance No. 55, 1991 (Districts 8 and 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 628, 1991. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION withdrawing support of an excess tax levy for the Indianapolis Public Transportation Corporation; and the President referred it to the Rules and Public Police Committee.

[Clerk's Note: The President announced that the Rules and Public Policy Committee meeting will be held on December 2, 1991 at 5:00 p.m. and instructed the Clerk to send a notice to all Councillors.]

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 621, 1991. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on November 21, 1991". The Council did not schedule Proposal No. 621, 1991 for hearing pursuant to IC 36-7-46-608. Proposal No. 621, 1991 was retitled REZONING ORDINANCE NO. 151, 1991 and is identified as follows:

REZONING ORDINANCE NO. 151, 1991. 91-Z-134 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT #25.
6510 EAST STOP ELEVEN ROAD (Approximate Address), INDIANAPOLIS.
AMTECH ENGINEERING, INC. requests the rezoning of 33.40 acres, being in the D-A District, to the D-3 classification to provide for residential development.

PROPOSAL NOS. 622-627, 1991. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 21, 1991". The Council did not schedule Proposal

Nos. 622-627, 1991 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 622-627, 1991 were retitled REZONING ORDINANCE NOS. 152-157, 1991 and are identified as follows:

REZONING ORDINANCE NO. 152, 1991. 91-Z-118 91-DP-15 PIKE TOWNSHIP
COUNCILMANIC DISTRICT #01.
6702 GEORGETOWN ROAD (Approximate Address), INDIANAPOLIS.
MILT SAUTTER requests the rezoning of 4.068 acres, being in the D-A District, to the DP classification to provide for residential development.

REZONING ORDINANCE NO. 153, 1991. 91-Z-119 CENTER TOWNSHIP
COUNCILMANIC DISTRICT #16.
813 NORTH SENATE AVENUE, INDIANAPOLIS.
INDIANAPOLIS POWER AND LIGHT COMPANY requests the rezoning of 0.895 acre, being in the I-3-U/RC District, to the SU-18/RC classification to provide for the construction of an electrical substation.

REZONING ORDINANCE NO. 154, 1991. 91-Z-142 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT #13.
5152 EAST STOP ELEVEN ROAD, INDIANAPOLIS.
LAROSA FAMILY PARTNERSHIP, by Bruce M. Pennamped, requests the rezoning of 5.0 acres, being in the D-A District, to the C-1 classification to provide for the development of an office complex.

REZONING ORDINANCE NO. 155, 1991. 91-Z-143 CENTER TOWNSHIP
COUNCILMANIC DISTRICT #22.
925 BELLFONTAINE STREET (Approximate address), INDIANAPOLIS.
FLOCK REALTY, INC. requests the rezoning of 0.13 acre, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for office space.

REZONING ORDINANCE NO. 156, 1991. 91-Z-146 CENTER TOWNSHIP
COUNCILMANIC DISTRICT #09.
2820 NORTH MERIDIAN STREET, INDIANAPOLIS.
WILLIAM M. DUGAN, JR. M.D., by Mary E. Solada, requests the rezoning of 5.33 acres, being in the D-9 District, to the C-S classification to provide for the development of physician offices and related uses, restaurants, a pharmacy, a boutique, a hair salon, adult day care, and hotel uses.

REZONING ORDINANCE NO. 157, 1991. 91-Z-147 CENTER TOWNSHIP
COUNCILMANIC DISTRICT #16.
1621 WEST WASHINGTON STREET, INDIANAPOLIS.
CARTER-LEE LUMBER COMPANY requests the rezoning of 10.7 acres, being in the I-4-U District, to the C-7 classification to provide for wholesale and retail lumber sales.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 513 and 514, 1991. PROPOSAL NO. 513, 1991. The proposal appropriates \$50,900 for the Marion County Superior Courts to establish and operate the Public Defender Services Agency. PROPOSAL NO. 514, 1991. The proposal appropriates \$116,890 for the Marion County Superior Courts to establish and operate the Public Defender Services Agency. Councillor Dowden asked for consent to postpone Proposal Nos. 513 and 514, 1991 until December 9, 1991. Consent was given.

PROPOSAL NO. 558, 1991. Councillor Rhodes reported that the Administration Committee heard Proposal No. 558, 1991 on November 19, 1991. The proposal appropriates \$1,890,000 for the Department of Administration, Finance Division, to create and finance a public liability self-insurance fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Moriarty, for adoption. Proposal No. 558, 1991 was adopted on the following roll call vote; viz:

November 25, 1991

19 YEAS: Boyd, Brooks, Cottingham, Coughenour, Curry, Gilmer, Golc, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, Williams

0 NAYS:

7 NOT VOTING: Borst, Clark, Dowden, McGrath, O'Dell, Solenberg, West

3 NOT PRESENT: Giffin, Hawkins, Shaw

Proposal No. 558, 1991 was retitled FISCAL ORDINANCE NO. 79, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 79, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional One Million Eight Hundred Ninety Thousand Dollars (\$1,890,000) in the City General Fund for purposes of the Department of Administration Finance Division and reducing the unappropriated and unencumbered balance in the City General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration Finance Division to create and finance a Public Liability Self-Insurance Fund.

SECTION 2. The sum of One Million Eight Hundred Ninety Thousand Dollars (\$1,890,000) 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 ADMINISTRATION	
<u>FINANCE DIVISION</u>	<u>CITY GENERAL FUND</u>
3. Other Services and Charges	\$1,890,000
TOTAL INCREASE	\$1,890,000

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

	<u>CITY GENERAL FUND</u>
Unappropriated and Unencumbered	
City General Fund	\$1,890,000
TOTAL REDUCTION	\$1,890,000

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

PROPOSAL NO. 559, 1991. Councillor Rhodes reported that the Administration Committee heard Proposal No. 559, 1991 on November 19, 1991. The proposal authorizing tax anticipation borrowing for the City of Indianapolis during the period from January 1, 1992 through December 31, 1992. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider asked if there is more being borrowed this year than last year. And what is the interest rate. Councillor Rhodes replied that the interest rates will not be known until the tax warrants are sold.

James Steele, Jr., City Controller, stated that the amount the City will be borrowing for the first six months of 1992 is similar to the amount that was borrowed for the last six months of 1991.

Councillor Brooks stated he opposes the process that the City uses in naming the underwriter for the tax warrants. In the past, an out-of-state underwriter has been used and he asked Mr. Steele how the process will be conducted this year. Mr. Steele replied that the tax warrants are sold to the Indianapolis Bond Bank. Fred Armstrong, Indianapolis Bond Bank, stated that no underwriter is used because there is no underwriting firm in the country that can match what he pays for borrowing \$50 million--the cost is less than \$100,000. In 1985 the City used three local banks to handle the \$137 million issue and the cost was \$1.6 million.

The President called for public testimony at 8:51 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 559, 1991 was adopted on the following roll call vote; viz:

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

0 NAYS:

3 NOT PRESENT: Giffin, Hawkins, Shaw

Proposal No. 559, 1991 was retitled FISCAL ORDINANCE NO. 80, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 1991

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, and the Firemen's Pension Fund during the period January 1, 1992 through December 31, 1992 in anticipation of current taxes levied in the year 1991 and collectible in the year 1992 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds:

(a) that there will be insufficient funds in the Consolidated City Police Force Account to meet the current expenses payable from Consolidated City Police Force Account prior to the 1992 distributions of Taxes levied for said Account, and the 1992 distributions of Taxes to be collected for the Consolidated Police Force Account will collectively amount to more than Twenty-five Million Four Hundred Thousand Dollars (\$25,400,000) and the interest cost of making temporary loans for the Consolidated City Police Force Account;

(b) that there will be insufficient funds in the Police Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the 1992 distributions of Taxes levied for said Fund, and the 1992 distributions of Taxes collected for the Police Pension Fund will collectively amount to more than Two Million Six Hundred Fifty Thousand Dollars (\$2,650,000) and the interest cost of making temporary loans for the Police Pension Fund;

(c) that there will be insufficient funds in the Consolidated City Fire Force Account to meet the current expenses payable from said Account prior to the 1992 distributions of Taxes levied for said Account, and the 1992 distributions of Taxes to be collected for the Consolidated City Fire Force Account will collectively amount to more than Twenty One Million Dollars (\$21,000,000) and the interest cost of making temporary loans for the Consolidated City Fire Force Account;

(d) that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the 1992 distributions of Taxes levied for said Fund, and the 1992 distributions of Taxes to be collected for the Firemen's Pension Fund will collectively amount to more than Five Million Dollars (\$5,000,000) and the interest cost of making temporary loans for the Firemen's Pension Fund;

WHEREAS, a necessity exists for the making of temporary loans for said Funds and Accounts in anticipation of Taxes for said Funds and Accounts actually levied for the year 1991 and in course of collection for the year 1992; now, therefore:

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

SECTION 1. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Police Force Account of the City in the maximum principal amount of Twenty-five Million Four Hundred Thousand Dollars (\$25,400,000) in anticipation of Taxes for the Fund for the year 1992, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Consolidated City Police Force Account, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Police Force Account, to the Consolidated City Police Force Account, the 1992 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Consolidated City Police Force Account, 1992 Budget Fund No. 160, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The City is authorized to borrow on temporary loans for the use and benefit of the Police Pension Fund of the City in the maximum principal amount of Two Million Six Hundred Fifty Thousand Dollars (\$2,650,000) in anticipation of Taxes for the Fund for the year 1992, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Police Pension Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Police Pension Fund, to the Police Pension Fund, the 1992 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Police Pension Fund, 1992 Budget Fund No. 810, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Fire Force Account of the City in the maximum principal amount of Twenty One Million Dollars (\$21,000,000) in anticipation of Taxes for the Fund for the year 1992, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Consolidated City Fire Force Account, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Fire Force Account, to the Consolidated City Fire Force Account, the 1992 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Consolidated City Fire Force Account, 1992 Budget Fund No. 161, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 4. The City is authorized to borrow on temporary loans for the use and benefit of the Firemen's Pension Fund of the City in the maximum principal amount of Five Million Dollars (\$5,000,000) in anticipation of Taxes for the Fund for the year 1992, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Firemen's Pension Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Firemen's Pension Fund, to the Firemen's Pension Fund, the 1992 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Firemen's Pension Fund, 1992 Budget Fund No. 811, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 5. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates not to exceed a maximum rate of ten percent per annum, to be determined as hereinafter provided in Section 6 and subsection (b). The Warrants for each Fund or Account may be issued in one series, designated Series 1992 Warrants ("Series 1992 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The Series A Warrants for each Fund or Account may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1992 for that Fund or Account. The Series B Warrants for each Fund or Account may be issued in an amount not to exceed the amount of the December 1992 distribution of Taxes for that Fund or Account. The 1992 Warrants for each Fund or Account may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. All Series A Warrants shall mature and be payable not later than June 30, 1992. All Series B Warrants and 1992 Warrants shall mature and be payable not later than December 31, 1992. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 6 (a). The Warrants are not subject to redemption if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 6. (a) The Controller may sell the Warrants in one or more series as set forth in Section 5, pursuant to either subsection (b) or (c) of this section. The Controller is hereby authorized and directed to have said Warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form hereinafter provided.

(b) The Controller may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Controller and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Mayor, Controller and Clerk are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Controller may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Controller shall cause to be published the notice of sale twice, with first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the City, as provided by IC 5-3-1. All bids at public sale for said Warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate or rates of interest for said Warrants, or portion thereof bid for. If sold at public sale, said Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the City determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Controller shall have the right to reject any and all bids at public sale. The proper officers of the City are authorized to deliver the Warrants in one or more series to the purchaser or purchasers of said Warrants at public sale in exchange for the agreed purchase price in immediately available funds. The Warrants may all be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understanding with respect to said delivery by and between the Controller and the purchaser of the Warrants at public sale.

SECTION 7. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amount, dates, statutory citation, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____ Principal \$ _____

CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT, SERIES _____
_____(FUND)(ACCOUNT)

On the _____ date of _____, 1992, the City of Indianapolis ("City"), Marion County, Indiana promises to pay (to the bearer) (to The Indianapolis Local Public Improvement Bond Bank), at the office of the Marion County Treasurer, ex officio Treasurer of the City, or _____, the sum of _____ (\$_____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of _____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear interest at a rate of _____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year of 1991, and payable in (the first installment) (the second installment) for the year 1992 ("Taxes"), which Taxes are now in course of collection for the _____ of the City, with which to pay general, current operating expenses of the _____.

This Warrant is in the principal amount of _____ (\$_____), evidencing a temporary loan in anticipation of the Taxes for the _____ (Fund)(Account).

The temporary loan was authorized by ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the _____ day of _____, 1989, for the purpose of providing funds for the _____ (Fund)(Account) in compliance with IC 36-3-4-22.

The consideration for the Warrant is a loan made to the City in anticipation of Taxes levied for the _____ (Fund)(Account) of the City for the year of 1991, payable in (the first installment) (the second installment) for the year 1992, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Warrant.

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It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of said Warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City of Indianapolis has caused the Warrant to be signed in its corporate name by the facsimile signatures of the Mayor, and countersigned by the Controller of the City of Indianapolis, the corporate seal of said City to be hereunto affixed, and attested by the Clerk of the City of Indianapolis.

Dated this _____ day of _____, 1992.

CITY OF INDIANAPOLIS

BY: _____
Mayor, City of Indianapolis

COUNTERSIGNED:

BY: _____
Controller, City of Indianapolis

ATTEST:

BY: _____
Clerk, City of Indianapolis
Beverly S. Rippey

EXHIBIT A
(Advances)

EXHIBIT B
(Maximum Monthly Cumulative Advance)

SECTION 8. Said Warrants shall be executed in the name of the City by the facsimile signature of the Mayor, countersigned by the Controller of the City, the corporate seal of said City to be affixed thereto and attested by the Clerk of the City. The Warrants shall be payable at the office of the Marion County Treasurer, the ex officio City Treasurer or the paying agent of the City. The Controller may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 9. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the County represents, covenants and agrees that:

(a) No person or entity other than the City or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds will be used exclusively for the purposes of the respective Funds or Accounts.

(b) No portion of the payment of the principal of or interest on the Warrants will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substantially constitute a loan of the Warrant proceeds.

(d) The City will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the City act in any other manner which would adversely affect such exclusion.

(e) The City represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the City does not qualify for such exception with regard to any of the Warrants the City will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall be not an event of default under this ordinance, including without limitation subsections (a) through (d) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax

purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 10. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 564, 1991. Councillor Holmes reported that the Parks and Recreation Committee heard Proposal No. 564, 1991 on November 21, 1991. The proposal, sponsored by Councillor Clark, authorizes the issuance and sale to the Indianapolis Local Improvement Bond Bank of the City of Indianapolis Park District Note, Series 1991A, in an amount not to exceed \$3,500,000 for the purpose of procuring funds to refund the City of Indianapolis Park District Note, Series 1990A, and appropriating the proceeds of said note. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Clark stated that the Whispering Hills Golf Course opened two years behind schedule, causing slower-than-expected development in the surrounding area. This proposal allows for an extension of the 1990 bond issue.

Councillor Howard said that the City golf courses need attention and he would like to see Tax Increment Financing (TIF) used in the areas surrounding the City golf courses. He also mentioned that he hopes enough homes will be sold around the Whispering Hills Golf Course so that the taxpayers will not have to pick up this bond issue.

Councillor Williams asked if this extension represents any additional expenditures of tax dollars to do this refinancing. Councillor Clark responded that interest needs to be paid on that bond.

The President called for public testimony at 9:08 p.m. There being no one present to testify, Councillor Holmes moved, seconded by Councillor Clark, for adoption. Proposal No. 564, 1991 was adopted on the following roll call vote; viz:

20 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Gilmer, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West

3 NAYS: Golc, Howard, Williams

3 NOT VOTING: Cottingham, Dowden, Rhodes

3 NOT PRESENT: Giffin, Hawkins, Shaw

Proposal No. 564, 1991 was retitled FISCAL ORDINANCE NO. 81, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 81, 1991

A FISCAL ORDINANCE authorizing the issuance and sale to the Indianapolis Local Improvement Bond Bank of the City of Indianapolis Park District Note, Series 1991A, in a principal amount not to exceed Three Million Five Hundred Thousand Dollars for the purpose of procuring funds to refund the City of Indianapolis Park District Note, Series 1990A, and appropriating the proceeds of a note of the Park District of the City of Indianapolis, Indiana, in an amount not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000).

WHEREAS, on October 24, 1991, the Board of Parks and Recreation of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Park District of the City of Indianapolis, Indiana (the "Park District") adopted a Note Resolution authorizing the issuance and sale to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") of the City of Indianapolis Park District Note, Series 1991A in a principal amount not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000) (the "Note") for the purpose of procuring funds to refund the City of Indianapolis Park District Note, Series 1990A, issued in

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the principal amount of Three Million One Hundred Forty-five Thousand Dollars (\$3,145,000) (the "Series 1990A Note"), to fund capitalized interest and to pay the costs of issuance of the Note; and

WHEREAS, the prior notes of the Park District were issued in anticipation of the issuance of tax increment finance bonds and it remains the intent of the City-County Council that tax increment finance bonds will be issued to repay the Note at such time when sufficient housing development has occurred in the Brookville-Senour Economic Development Area to more strongly support the issuance of such bonds; and

WHEREAS, there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the aforementioned purposes, and an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, the Clerk of the City-County Council has caused notice of a hearing on said appropriation to be published as required by law; 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 issuance of the Note and its sale to the Bond Bank all as set forth in the Note Resolution of the Park District and further approves the purposes for which the proceeds of the Note will be expended as set forth in the Note Resolution. This approval shall constitute the approval required by Section 2-425 of the Code of Indianapolis and of Marion County, Indiana.

SECTION 2. The proceeds of the Note in an amount not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000) are hereby appropriated for the purpose of refunding the Series 1990A Note, funding capitalized interest and paying costs of issuance of the Note, all as set forth in the Note Resolution of the Board authorizing the issuance of the Note.

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

SECTION 4. This Ordinance shall be effective upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 568, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 568, 1991 on November 20, 1991. The proposal appropriates \$23,283 for the County Sheriff to continue the Child Sexual Abuse Prevention and Awareness program. 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 9:09 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 568, 1991 was adopted on the following roll call vote; viz:

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

Proposal No. 568, 1991 was retitled FISCAL ORDINANCE NO. 82, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Twenty-three Thousand Two Hundred Eighty-three Dollars (\$23,283) in the State & Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to continue operating an Child Sexual Abuse Prevention and Awareness program.

SECTION 2. The sum of Twenty-three Thousand Two Hundred Eighty-three Dollars (\$23,283) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE & FEDERAL GRANTS FUND</u>
1. Personal Services	\$20,244
<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	<u>3,039</u>
TOTAL INCREASE	\$23,283

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

	<u>STATE & FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State & Federal Grants Fund	<u>\$23,283</u>
TOTAL REDUCTION	\$23,283

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

PROPOSAL NO. 569, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 569, 1991 on November 20, 1991. The proposal appropriates \$47,189 for the County Sheriff to continue the Victim Assistance program. 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 9:10 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 569, 1991 was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*

0 NAYS:

3 NOT VOTING: *Brooks, Clark, Solenberg*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Proposal No. 569, 1991 was retitled FISCAL ORDINANCE NO. 83, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Forty-seven Thousand One Hundred Eighty-nine Dollars (\$47,189) in the State & Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (a) and (z) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to continue operation of the victim assistance program.

SECTION 2. The sum of Forty-seven Thousand One Hundred Eighty-nine Dollars (\$47,189) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE & FEDERAL GRANTS FUND</u>
1. Personal Services	\$36,210
3. Other Services and Charges	3,149
<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	7,830
TOTAL INCREASE	\$47,189

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

	<u>STATE & FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State & Federal Grants Fund	\$47,189
TOTAL REDUCTION	\$47,189

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

PROPOSAL NO. 571, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 571, 1991 on November 20, 1991. The proposal appropriates \$49,936 for the Presiding Judge of the Municipal Court to purchase equipment for the Municipal Court Public Defender's office. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:11 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 571, 1991 was adopted on the following roll call vote; viz:

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

0 NAYS:

2 NOT VOTING: *Cottingham, Solenberg*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Proposal No. 571, 1991 was retitled FISCAL ORDINANCE NO. 84, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Forty-nine Thousand Nine Hundred Thirty-six Dollars (\$49,936) in the State & Federal Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) of the City-County Annual Budget for 1991, be and is hereby amended by the

increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to purchase equipment for the Municipal Court Public Defender's Office.

SECTION 2. The sum of Forty-nine Thousand Nine Hundred Thirty Six Dollars (\$49,936) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>STATE & FEDERAL GRANTS FUND</u>
3. Other Services and Charges	\$ 564
4. Capital Outlay	<u>49,372</u>
TOTAL INCREASE	\$49,936

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

	<u>STATE & FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State & Federal Grants Fund	<u>\$49,936</u>
TOTAL REDUCTION	\$49,936

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. 281, 1990. Councillor Rhodes reported that the Administration Committee heard Proposal No. 281, 1990 on November 19, 1991. The proposal amends the Code by changing the holiday schedule for employees and providing for election day leave and a floating holiday. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Rhodes moved, seconded by Councillor Coughenour, to strike. Proposal No. 281, 1990 was stricken by unanimous voice vote.

PROPOSAL NO. 100, 1991. Councillor Rhodes reported that the Administration Committee heard Proposal No. 100, 1991 on November 19, 1991. The proposal authorizes the lease of office space for the Superior Court, Criminal Division, Probation Department. Councillor Rhodes said that this proposal was amended in Committee to include two new sections identifying the location and the owners of the property, which would be researched and the information presented at the November 25, 1991 Council meeting. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Rhodes moved, seconded by Councillor Moriarty, to amend Proposal No. 100, 1991, as amended, by inserting the following text:

SECTION 1. The Marion County Superior Court, Criminal Division, Probation Department, desires to lease office space located at 238 South Meridian Street, 2nd Floor, Indianapolis, Indiana, 46204.

SECTION 2. The property is owned by Norle Investments, Inc., whose principal offices are located at Suite #1, 141 Building, 141 South Meridian Street, Indianapolis, Indiana 46204. Leon R. Cohen is the president and the sole shareholder of Norle Investments, Inc.

This motion passed by unanimous voice vote. Councillor Rhodes moved, seconded by Councillor Moriarty, for adoption. Proposal No. 100, 1991, as amended, was adopted on the following roll call vote; viz:

November 25, 1991

22 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Gilmer, Golc, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*

1 NAY: *Holmes*

3 NOT VOTING: *Clark, Dowden, Solenberg*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Councillor Holmes asked for consent to explain his vote. Consent was given. Councillor Holmes stated that he votes against government agencies or departments moving out of the City-County Building.

Proposal No. 100, 1991 was retitled SPECIAL RESOLUTION NO. 103, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 103, 1991

A SPECIAL RESOLUTION authorizing the lease of office space for the Marion County Superior Court, Criminal Division, Probation Department.

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

SECTION 1. The Marion County Superior Court, Criminal Division, Probation Department, desires to lease office space located at 238 South Meridian Street, 2nd Floor, Indianapolis, Indiana, 46204.

SECTION 2. The property is owned by Norle Investments, Inc., whose principal offices are located at Suite #1, 141 Building, 141 South Meridian Street, Indianapolis, Indiana 46204. Leon R. Cohen is the president and the sole shareholder of Norle Investments, Inc.

SECTION 3. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the need for office space and hereby determines that the lease of office space for the use by the Marion County Superior Court, Criminal Division, Probation Department is necessary.

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

PROPOSAL NO. 540, 1991. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 540, 1991 on November 25, 1991. The proposal approves the schedule of charges for care and maintenance of patients or residents of the Marion County Healthcare Center. By a 4-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Holmes stated that he will voting against this proposal because the Marion County Healthcare Center is asking for a 17.1% increase, which he believes is too high.

Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 540, 1991 was adopted on the following roll call vote; viz:

21 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Howard, Irvin, Jones, McGrath, Mukes-Gaither, O'Dell, Ruhmkorff, Schneider, SerVaas, Strader, West*

2 NAYS: *Holmes, Moriarty*

3 NOT VOTING: *Rhodes, Solenberg, Williams*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Proposal No. 540, 1991 was retitled GENERAL RESOLUTION NO. 10, 1991 and reads as follows:

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CITY-COUNTY GENERAL RESOLUTION NO. 10, 1991

A GENERAL RESOLUTION approving the schedule of charges for the care and maintenance of patients or residents of the Marion County Healthcare Center.

WHEREAS, the Board of Managers of the Marion County Healthcare Center is directed, by Indiana Code 12-4-3-9, to fix the schedule of charges for the care and maintenance of patients or residents of the Marion County Healthcare Center at its May annual meeting; and

WHEREAS, Indiana Code 12-4-3-9 specifies that if that schedule of charges is increased, it shall become effective on January 1 of the following year if approved by resolution of the City-County Council; and

WHEREAS, on May 15, 1991, the Board of Managers of the Marion County Healthcare Center unanimously voted to increase the schedule of charges and to fix that schedule of charges as described in Exhibit A attached; and

WHEREAS, these rates are based on a fair and reasonable estimate of the cost of care and do not anticipate any profit from rendering such care; now, therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County hereby approves the schedule of charges set by the Marion County Healthcare Center Board of Managers at its May annual meeting as described in Exhibit A attached.

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

EXHIBIT A
Accommodation

<u>Effective Dates</u>	<u>SNF</u>	<u>ICF</u>	<u>Res.</u>
01/01/92	82.00	68.00	32.00

Ancillary

(1)	<u>Physical Therapy</u>	<u>1/1/92</u>	
	Initial Evaluation	70.00	
	Subsequent Evaluation	48.00	
	Modality 1	24.00	
	Modality 2	38.00	
	Modality 3	48.00	
(2)	<u>Occupational Therapy</u>	<u>1/1/92</u>	
	Evaluation	80.00	
	Individual	68.00	
	Group	58.00	
(3)	<u>Speech Therapy</u>	<u>1/1/92</u>	
	Evaluation	62.00	
	Therapy	58.00	

Day Center

<u>PROPOSED</u>	<u>1/1/92</u>	
Weekly Plan	90.00	
Daily Plan	20.00	
Daily		
*Eligible Reduced Rate	10.00	

Transportation	
One Way	3.00 (No Change)
Round Trip	5.00 (No Change)

November 25, 1991

(*)denotes that if client provides proof of limited financial resources (i.e. eligible for Supplemental Security Income), the client will be eligible for the reduced rate.

Beginning January 1, 1992 and thereafter, the schedule of charges for physician services will be fixed at the effective Medicare rates and the schedule of charges for both medical/nursing supplies and pharmaceuticals will be fixed at the effective Medicaid rate.

PROPOSAL NO. 541, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 541, 1991 on November 20, 1991. The proposal transfers and appropriates \$6,222 for the Superior Court, Criminal Division, Room 6, to cover personnel expenditures. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 541, 1991 was adopted on the following roll call vote; viz:

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

Proposal No. 541, 1991 was retitled FISCAL ORDINANCE NO. 85, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 85, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Six Thousand Two Hundred Twenty-two Dollars (\$6,222) in the County General Fund for purposes of the Superior Court Criminal Division, Room 6 and reducing certain other appropriations for that Court.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (jj) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court Criminal Division, Room 6 to pay for expenditures related to personnel matters.

SECTION 2. The sum of Six Thousand Two Hundred Twenty-two Dollars (\$6,222) 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>SUPERIOR COURT CRIMINAL DIVISION, ROOM SIX</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$6,222</u>
TOTAL INCREASE	\$6,222

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

<u>SUPERIOR COURT CRIMINAL DIVISION, ROOM SIX</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$1,625
3. Other Services & Charges	2,681
4. Capital Outlay	<u>1,916</u>
TOTAL REDUCTION	\$6,222

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

PROPOSAL NO. 562, 1991. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 562, 1991 on November 13, 1991. The proposal transfers and appropriates \$2,000 for the Cooperative Extension Service to pay for additional 4-H educational material. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Ruhmkorff moved, seconded by Councillor O'Dell, to strike. Proposal No. 562, 1991 was stricken by majority voice vote.

PROPOSAL NO. 565, 1991. Councillor Holmes reported that the Parks and Recreation Committee heard Proposal No. 565, 1991 on November 21, 1991. The proposal approves the leasing of certain real estate of the Department of Parks and Recreation. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Holmes moved, seconded by Councillor Clark, for adoption. Proposal No. 565, 1991 was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*

0 NAYS:

3 NOT VOTING: *Howard, Mukes-Gaither, Solenberg*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Proposal No. 565, 1991 was retitled SPECIAL RESOLUTION NO. 104, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 104, 1991

A SPECIAL RESOLUTION approving the leasing of certain real estate of the Department of Parks and Recreation.

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

SECTION 1. The City-County Council hereby approves, pursuant to IC 36-1-11-3 the lease of the following property by the Department of Parks and Recreation:

<u>Location</u>	<u>Appraised Value</u>	<u>Auction Bid Lease Value</u>
4459-A Shelbyville Road	\$400.00 per month	\$430.00 per month

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

PROPOSAL NO. 567, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 567, 1991 on November 20, 1991. The proposal transfers and appropriates \$21,000 for the County Sheriff to cover travel expenses for extradition trips through the end of 1991. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 567, 1991 was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*

0 NAYS:

4 NOT VOTING: *Dowden, Howard, O'Dell, Solenberg*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

November 25, 1991

Proposal No. 567, 1991 was retitled FISCAL ORDINANCE NO. 86, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 86, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Twenty-one Thousand Dollars (\$21,000) in the County Extradition Fund for purposes of the County Sheriff and reducing certain other appropriations for that Department.

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 (z) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay travel expenses for extradition trips.

SECTION 2. The sum of Twenty-one Thousand Dollars (\$21,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY EXTRADITION FUND</u>
3. Other Services & Charges	<u>\$21,000</u>
TOTAL INCREASE	\$21,000

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

<u>COUNTY SHERIFF</u>	<u>COUNTY EXTRADITION FUND</u>
2. Supplies	<u>\$21,000</u>
TOTAL REDUCTION	\$21,000

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

PROPOSAL NO. 570, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 570, 1991 on November 20, 1991. The proposal transfers and appropriates \$2,000 for the Superior Court, Civil Division, Room Three, to cover telephone costs. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 570, 1991 was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*

0 NAYS:

4 NOT VOTING: *Coughenour, Howard, O'Dell, Solenberg*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Proposal No. 570, 1991 was retitled FISCAL ORDINANCE NO. 87, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 87, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Two Thousand Dollars (\$2,000) in the County General Fund for purposes of the Superior Court, Civil Division, Room 3 and reducing certain other appropriations for that Court.

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

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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (oo) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Civil Division, Room Three to pay for underfunded telephone charges.

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

SECTION 3. The following increased appropriation is hereby approved:

<u>SUPERIOR COURT - CIVIL</u> <u>DIVISION - ROOM THREE</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	<u>\$2,000</u>
TOTAL INCREASE	\$2,000

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

<u>SUPERIOR COURT - CIVIL</u> <u>DIVISION - ROOM THREE</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>\$2,000</u>
TOTAL REDUCTION	\$2,000

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

PROPOSAL NO. 573, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 573, 1991 on November 20, 1991. The proposal establishes a \$100 cash fund for the Animal Control Division. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 573, 1991 was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*

0 NAYS:

4 NOT VOTING: *Howard, Mukes-Gaither, O'Dell, Solenberg*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Proposal No. 573, 1991 was retitled SPECIAL RESOLUTION NO. 105, 1991 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 105, 1991

A SPECIAL RESOLUTION to establish a cash change fund in the amount of One Hundred Dollars (\$100.00) to be placed in the custody of the Administrator of the Animal Control Division for use in operating the Animal Control Facility.

WHEREAS, the Animal Control Division rents traps and collects impound fees at its Animal Control Facility.

WHEREAS, the Animal Control Division desires to maintain a cash change fund at its Animal Control Facility to permit the making of change when receiving money for the payment of trap rental or impoundment fees.

WHEREAS, IC 36-1-8-2 requires the permission of the fiscal body of the political subdivision to establish a cash change fund which fund is to be established by a warrant drawn on the appropriate fund in favor of the officer or employee with the duty to collect the fees in the amount determined by the fiscal body.

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

SECTION 1. Pursuant to IC 36-1-8-2, the City-County Council, as the fiscal body for the Consolidated City of Indianapolis and Marion County, hereby establishes a cash change fund in the amount of One Hundred Dollars (\$100.00) to be placed in the custody of the Administrator of the Animal Control Division, which cash change fund shall be used for the purposes of making change when conducting the business of the Animal Control Division.

SECTION 2. The One Hundred Dollars (\$100.00) for the cash change fund established under Section 1 shall be paid by warrant drawn on the appropriate fund in favor of the Administrator of the Animal Control Division and shall be returned to the appropriate fund when there is a change of custodian or when the fund is no longer needed.

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

PROPOSAL NO. 575, 1991. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 575, 1991 on November 21, 1991. The proposal amends the Code by extending the current sewer service and user rates for 1992. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Curry, for adoption. Proposal No. 575, 1991 was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, SerVaas, Solenberg, West, Williams*

0 NAYS:

6 NOT VOTING: *Dowden, Howard, Mukes-Gaither, O'Dell, Schneider, Strader*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Proposal No. 575, 1991 was retitled GENERAL ORDINANCE NO. 131, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 131, 1991

A GENERAL ORDINANCE amending the Section of the Code dealing with the establishment of rates and charges for the use of the sewer system.

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

SECTION 1. Section 27-102 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken through as follows:

Sec. 27-102. Basis for charge; how calculated.

(a) Established. The sewer user charge imposed by this article shall be based upon the following general formulas:

$$V_T = Vu_1 + Vu_2 \dots + Vu_n$$

$$V_c = \frac{C_T - C_f - C_r - C_u - C_e - I}{V_T} + \frac{0.25(C_1 + C_r + C_u)}{V_T}$$

$$C_c = \frac{0.75(C_1 + C_r + C_u)}{T_c} \div 12$$

Nonindustrial user:

$$R = Vu(Vc) + Cc$$

Industrial user:

$$R = Vu(Vc) + Bc(B) + Sc(S) + Nc(N) + Pc(P) + Vu(lu) + Cc$$

Where

- Cc = Availability of service charge per month.
- C_T = Total operation and maintenance cost per a unit of time.
- C_I = Operation and maintenance cost to transport and treat infiltration per a unit of time.
- C_F = Operation and maintenance cost to transport and treat inflow per a unit of time.
- C_U = Operation and maintenance cost to transport and treat unmetered water per a unit of time.
- C_E = Operation and maintenance cost to treat wastes in excess of base level strength.
- Vc = Operation and maintenance cost to transport and treat a unit of users' wastes equal to or below the base level strength.
- Bc = Operation and maintenance cost to treat a unit of BOD.
- Sc = Operation and maintenance cost to treat a unit of SS.
- Nc = Operation and maintenance cost to treat a unit of ammonia nitrogen.
- Pc = Operation and maintenance cost to treat any other pollutant.
- B = Amount of BOD from a user above a base level.
- S = Amount of SS from a user above a base level.
- N = Amount of ammonia nitrogen from a user above a base level.
- P = Amount of any other pollutant from a user above a base level.
- V_U = Volume contribution per user per a unit of time.
- V_T = Total volume contribution from all users per a unit of time (does not include infiltration, inflow and unmetered).
- I = Industrial surveillance cost per a unit of time.
- I_U = Industrial surveillance cost per a unit of industrial volume per a unit of time.
- R = User's charge for operation and maintenance per a unit of time.
- V_R = Total waste water contributed by residential customers per a year.
- T_C = Total number of connections to the system.

(b) Application. Until amended the following rates or factors shall apply; effective January 1, 1985, and shall be in effect for the calendar years 1985, 1986, 1987, 1988, 1989, 1990, and 1991 and 1992:

- Vc = \$1.1339 per 1,000 gallons
- lu = \$0.0539 per 1,000 gallons
- Bc = \$0.0859 per pound
- Sc = \$0.0970 per pound
- Cc = \$2.03 per month
- N = \$0.4474 per pound

(c) Minimum charge and base level. The minimum charge on any monthly billing for an industrial user shall be \$5.59 and non-industrial user shall be \$5.43. Further, for the purpose of the foregoing formulas, the BOD base level shall be 250 milligrams per liter, and SS base level shall be 300 milligrams per liter, and NH₃-N base level shall be 20 milligrams per liter. The industrial and non-industrial rates and charges will be based on the quantity of water used on or delivered to the property or premises subject to such rates and charges, as the same is measured by the water meters in use and the strength of the waste where applicable except as hereinafter provided.

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

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

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NOS. 576, 577 and 578, 1991. Councillor Gilmer asked for consent to vote on these three transportation proposals together. Consent was given. PROPOSAL NO. 576, 1991. The proposal amends the Code by authorizing intersection controls in The Trees subdivision (District 1). PROPOSAL NO. 577, 1991. The proposal amends the Code by authorizing intersection controls in the Nora Woods subdivision and at three adjacent intersections (District 4). PROPOSAL NO. 578, 1991. The proposal amends the Code by authorizing a one-way traffic flow on a segment of Laurel Street (District 23). Councillor Gilmer reported that the Transportation Committee heard these proposals on November 13, 1991. By a 4-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 576, 577 and 578, 1991 were adopted on the following roll call vote; viz:

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

0 NAYS:

3 NOT VOTING: *Boyd, Howard, Ruhmkorff*

3 NOT PRESENT: *Giffin, Hawkins, Shaw*

Proposal No. 576, 1991 was retitled GENERAL ORDINANCE NO. 132, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 132, 1991

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 1	Bramblewood Ci., Bramblewood Ln., & Cherryhill Dr.	Cherryhill Dr.	Stop
15, Pg. 1	Bramblewood Ln. & Millstone Ct.	Bramblewood Ln.	Yield
15, Pg. 1	Bramblewood Ln. & Fieldstone Tr.	Bramblewood Ln.	Stop
15, Pg. 1	Bramblewood Ln. & Reed Rd.	Reed Rd.	Stop
15, Pg. 1	Cherryhill Ct. & Cherryhill Dr.	Cherryhill Dr.	Yield
15, Pg. 1	Cherryhill Dr. & Fieldstone Tr.	Cherryhill Dr.	Stop

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

Proposal No. 577, 1991 was retitled GENERAL ORDINANCE NO. 133, 1991 and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 133, 1991

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4, Pg. 2	Crestview Dr. & 88th St.	None	None
4, Pg. 2	Crestview Dr. & 90th St.	None	None
4, Pg. 5	Nora Le. & 88th St.	None	None

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4, Pg. 2	Crestview Dr. & 88th St.	88th St.	Stop
4, Pg. 2	Crestview Dr. & 90th St.	90th St.	Stop
4, Pg. 4	Nora Woods Dr. & Nora Woods Ct.	Nora Woods Dr.	Stop
4, Pg. 5	Nora Le. & 88th St.	88th St.	Stop

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

Proposal No. 578, 1991 was retitled GENERAL ORDINANCE NO. 134, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 134, 1991

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

SOUTHBOUND

Laurel Street, from Orange Street
to Pleasant Run Parkway, North Drive

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

**SPECIAL SERVICE DISTRICT COUNCILS
SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 574, 1991. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 574, 1991 on November 21, 1991. The proposal transfers and appropriating \$100,000 for the Department of Public Works to cover the increased costs in leaf collection, recycling, and other community projects involving the collection division. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:42 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Curry, for adoption. Proposal No. 574, 1991 was adopted on the following roll call vote; viz:

21 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Strader, West, Williams

3 NAYS: O'Dell, Schneider, Solenberg

2 NOT VOTING: Dowden, Irvin

3 NOT PRESENT: Giffin, Hawkins, Shaw

Proposal No. 574, 1991 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1991 and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1991

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Solid Waste Collection Special Service District Annual Budget for 1991 (Solid Waste Collection Special Service District Fiscal Ordinance No. 1, 1990) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Solid Waste Collection Special Service District Fund for purposes of the Department of Public Works Solid Waste Collection Special Service District and reducing certain other appropriations for that District.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Solid Waste Collection Special Service District Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works Solid Waste Collection Special Service District to pay increased Personal Services costs associated with leaf collection and recycling programs.

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

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FUND</u>
1. Personal Services	<u>\$100,000</u>
TOTAL INCREASE	\$100,000

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

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FUND</u>
3. Other Services and Charges	<u>\$100,000</u>
TOTAL REDUCTION	\$100,000

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

NEW BUSINESS

Councillor Clark announced that the Municipal Corporations Committee would meet on December 19, 1991. Councillor Cottingham announced that the County and Townships Committee would meet on December 2, 1991 at 4:00 p.m. Councillor Gilmer announced that the Transportation Committee meeting has been changed from November 27, 1991 to December 4, 1991 at 4:30 p.m. Councillor Golc requested that Proposal No. 166, 1991 be heard at the December 4, 1991 Transportation Committee meeting, and Councillor Boyd requested that Proposal No. 492, 1991 be heard at that meeting also. Councillor Borst announced that the Metropolitan Development Committee will heard Proposal Nos. 563 and 593, 1991 on November 26, 1991 and on December 3, 1991 the Committee will heard Proposal No. 592, 1991. Councillor McGrath announced that the Rules and Public Policy Committee meeting will hear Proposal No. 628, 1991 on December 2, 1991 at 5:00 p.m.

The President announced that the Democrat Caucus has unanimously elected Rozelle Boyd as their minority leader. The Republican Caucus has unanimously elected Stephen West as their majority leader.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:50 p.m.

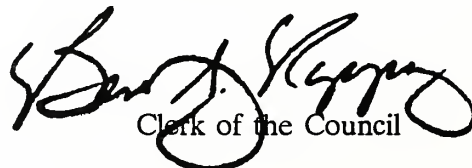
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 25th day of November, 1991.

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



President

ATTEST:


Clerk of the Council

(SEAL)