

**CITY—COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, April 7, 1980**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building, at 7:10 p.m., Monday, April 7, 1980. President SerVaas in the Chair. Councillor Allen Durnil opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

President SerVaas instructed the Clerk to take the roll call. Twenty-nine members being present he announced a quorum.

PRESENT: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

CORRECTION OF JOURNAL

The Chair called for additions or corrections to the Journal of March 24, 1980. There being no additions or corrections to the Journal of March 24, 1980, the minutes were approved, as distributed.

OFFICIAL COMMUNICATIONS

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

**TO ALL MEMBERS OF THE CITY—COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

You are hereby notified that there will be a REGULAR MEETING of the City-County Council held in the City-County Building, in the Council Chambers, on Monday, April 7,

1980, at 7:00 p.m. The purpose of such MEETING being to conduct any and all business that may properly come before the regular meeting of the Council.

Respectfully,

s/Beurt SerVaas, President
City-County Council

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 March 27, 1980, and April 3, 1980, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 145, 146, 156, 157, 162, 1980, to be held on Monday, April 7, 1980 at 7:00 p.m. in the City-County Building.

Respectfully,

s/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:

GENERAL ORDINANCE NO. 13, 1980, amending the Code of Indianapolis and Marion County by amending Chapter 29, Article V, Division 1, Sec. 29-260, to prohibit on-street parking on the east or north sides of residential streets in the City of Indianapolis in the vicinity of the Indianapolis Motor Speedway during race qualifications week-ends and during the weekend of the Indianapolis "500 Mile Race".

GENERAL ORDINANCE NO. 14, 1980, establishing intersection controls at certain intersections.

GENERAL ORDINANCE NO. 15, 1980, prohibiting stopping, standing, or parking on certain portions of Ritter Avenue.

GENERAL ORDINANCE NO. 18, 1980, amending the Code of Indianapolis and Marion County by amending Section 23-54 of Article V of Chapter 23 to increase the rate of compensation earned by an employee which would qualify him/her to file a financial disclosure statement.

SPECIAL RESOLUTION NO. 7, 1980, in memoriam of Stanley P. Fay.

SPECIAL RESOLUTION NO. 8, 1980, honoring the Warren Central High School Wrestling Team.

SPECIAL RESOLUTION NO. 9, 1980, honoring the Warren Central High School Boys' Gymnastics Team.

SPECIAL RESOLUTION NO. 10, 1980, in memoriam of Russell G. Lloyd.

SPECIAL RESOLUTION NO. 21, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 22, 1980, designating a certain section block of West Fall Creek Parkway North Drive and Burdsal Parkway "Bishop Garfiled T. Haywood Memorial Way".

SPECIAL RESOLUTION NO. 6, 1980, in memoriam of Thomas "Sarge" Johnson.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

PRESENTATIONS OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 190, 1980. Councillors West and Rhodes co-sponsored this proposal, honoring the Broad Ripple High Schools' Boys Basketball Team. Proposal No. 190, 1980, was adopted by unanimous voice vote. Mr. Rhodes read the proposal and presented the resolution to the Head Coach, Mr. Bill Smith and the Principal, Mr. Donald Glenn. Proposal No. 190, 1980, was retitled SPECIAL RESOLUTION NO. 23, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1980

A PROPOSAL FOR A SPECIAL RESOLUTION honoring the Broad Ripple High School Boys' Basketball Team.

WHEREAS, the Broad Ripple High School Boys' Basketball Team has won the 1980 Indiana High School Athletic Association Championship; and

WHEREAS, the 1980 State Championship is the first for an Indianapolis high school team since 1969, and the first in the history of Broad Ripple High School; now, therefore:

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

SECTION 1. The City-County Council congratulates the Broad Ripple High School Boys' Basketball Team for winning the 1980 Indiana High School Athletic Association State Boys' Basketball Championship on Saturday, March 29, 1980, at Market Square Arena.

SECTION 2. The Council extends congratulations and appreciation to Head Coach, Bill Smith, his assistants Rodney Clark and Elliott Segal, and to Broad Ripple Principal Donald Glenn and Athletic Director Gene Ring for their part in bringing this honor to Broad Ripple High School and the City of Indianapolis.

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

SECTION 4. The Clerk shall forward a copy of this resolution to the Principal, Donald Glenn and the Head Coach, Bill Smith.

PROPOSAL NOS. 183, 184, and 185, 1980. Councillor Boyd read the proposals calling for the reenactment of General Revenue Sharing for the 5th, 6th and 11th Districts respectively. These proposals were written in the language devised by members of the National League of Cities. After council discussion, Proposal Nos. 183, 184, and 185, 1980, were adopted on the following roll call vote; viz:

21 AYES: *Mr. Boyd, Dr. Borst, Mr. Campbell, Mr. Clark, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Vollmer, Mr. West*

8 NOES: *Mrs. Brinkman, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Jones, Mr. McGrath, Mr. Schneider, Mr. Tintera*

Proposal NO. 183, 184, and 185, 1980, were retitled COUNCIL RESOLUTION NOS. 22, 23, and 24, 1980, respectively, and read as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 22, 1980

A PROPOSAL FOR A COUNCIL RESOLUTION calling for the reenactment of General Revenue Sharing for the 5th Congressional District.

WHEREAS, the Indianapolis City-County Council recognizes the importance of the Federal Revenue Sharing Program; and

WHEREAS, over one billion dollars has been distributed within Indiana, \$ 99,000,000 distributed within the 5th Congressional District and \$103,200,000 to the City of Indianapolis by the General Revenue Sharing Program since its inception in 1972; and

WHEREAS, this program provides flexibility to address differing local need and requires minimal administrative costs at the federal, state and local level that are so prevalent with categorical grant programs; and

WHEREAS, the City of Indianapolis has used these funds to supplement the building of Market Square Arena, fund public safety pensions and major street building which could not have been undertaken without financial assistance provided through the General Revenue Sharing Program; and

WHEREAS, the present General Revenue Sharing Program, as enacted in 1976 by P.L. 94-488, expires September 30, 1980; now, therefore:

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

SECTION 1. The City-County Council of the City of Indianapolis this 7th day of April, 1980, does hereby endorse the reenactment of General Revenue Sharing in its present form and urges all citizens of Indianapolis to support the reenactment effort by contacting their Congressman and Senators.

SECTION 2. The City-County Council of Indianapolis further requests that Congressman Hillis and Senators Lugar and Bayh actively support and work for the reenactment as Congress considers the General Revenue Sharing Program.

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

CITY—COUNTY COUNCIL RESOLUTION NO. 22, 1980

A PROPOSAL FOR A COUNCIL RESOLUTION calling for the reenactment of General Revenue Sharing for the 5th Congressional District.

WHEREAS, the Indianapolis City-County Council recognizes the importance of the Federal Revenue Sharing Program; and

WHEREAS, over one billion dollars has been distributed within Indiana, \$ 99,000,000 distributed within the 5th Congressional District and \$103,200,000 to the City of Indianapolis by the General Revenue Sharing Program since its inception in 1972; and

WHEREAS, this program provides flexibility to address differing local need and requires minimal administrative costs at the federal, state and local level that are so prevalent with categorical grant programs; and

WHEREAS, the City of Indianapolis has used these funds to supplement the building of Market Square Arena, fund public safety pensions and major street building which could not have been undertaken without financial assistance provided through the General Revenue Sharing Program; and

WHEREAS, the present General Revenue Sharing Program, as enacted in 1976 by P.L. 94-488, expires September 30, 1980; now, therefore:

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

SECTION 1. The City-County Council of the City of Indianapolis this 7th day of April, 1980, does hereby endorse the reenactment of General Revenue Sharing in its present form and urges all citizens of Indianapolis to support the reenactment effort by contacting their Congressman and Senators.

SECTION 2. The City-County Council of Indianapolis further requests that Congressmen Hillis and Senators Lugar and Bayh actively support and work for the reenactment as Congress considers the General Revenue Sharing Program.

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

CITY—COUNTY COUNCIL RESOLUTION NO. 24, 1980

A PROPOSAL FOR A COUNCIL RESOLUTION calling for the reenactment of General Revenue Sharing for the 11th Congressional District.

WHEREAS, the Indianapolis City-County Council recognizes the importance of the Federal Revenue Sharing Program; and

WHEREAS, over one billion dollars has been distributed within Indiana, \$ 114,000,000 distributed within the 11th Congressional District and \$103,200,000 to the City of Indianapolis by the General Revenue Sharing Program since its inception in 1972; and

WHEREAS, this program provides flexibility to address differing local need and requires minimal administrative costs at the federal, state and local level that are so prevalent with categorical grant programs; and

WHEREAS, the City of Indianapolis has used these funds to supplement the building of Market Square Arena, fund public safety pensions and major street building which could not have been undertaken without financial assistance provided through the General Revenue Sharing Program; and

WHEREAS, the present General Revenue Sharing Program, as enacted in 1976 by P.L. 94-488, expires September 30, 1980; now, therefore:

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

SECTION 1. The City-County Council of the City of Indianapolis this 7th day of April, 1980, does hereby endorse the reenactment of General Revenue Sharing in its present form and urges all citizens of Indianapolis to support the reenactment effort by contacting their Congressman and Senators.

SECTION 2. The City-County Council of Indianapolis further requests that Congressman Jacobs and Senators Lugar and Bayh actively support and work for the reenactment as Congress considers the General Revenue Sharing Program.

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

PROPOSAL NO. 203, 1980. Councillor Dowden read the proposal memorializing Charles "Curt" Justus for his many contributions to the community through his work in fire prevention and local government. Mr. Dowden moved for adoption, seconded by Councillor Schneider. Proposal No. 203, 1980, was then adopted by unanimous voice vote and was retitled SPECIAL RESOLUTION NO. 24, 1980, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 24, 1980

A SPECIAL RESOLUTION in memoriam: Charles "Curt" Justus.

WHEREAS, Charles "Curt" Justus was President of the Castleton Town Board and Fire Prevention Chief of Lawrence Township; and

WHEREAS, he was a charter member of the Castleton Volunteer Fire Department and served six (6) terms as its Chief; was a Past-President of the Marion County Rural Fire Association, and President of the Marion County Fire Prevention Association; and

WHEREAS, "Curt" Justus was a friend to and helped many individuals, schools, churches, civic groups, and business organizations in the community; now, therefore:

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

SECTION 1. The City-County Council expresses condolence to the family and friends of Charles "Curt" Justus.

SECTION 2. The City-County Council expresses commendation and appreciation for the benefit which has accrued to the citizens of this community because of his service.

SECTION 3. The Mayor is invited to join in the expression of this ordinance by affixing his signature hereto.

INTRODUCTION OF GUESTS

Mr. Gordon Gilmer introduced Mr. and Mrs. Ed Schmitz, proprietors of Schmitz Optical, present in support of Proposal No. 25, 1980. Mrs. Parker introduced Milton Booth of the Merit Board and Mary Busch of the Indianapolis School Board. Concerned citizens interested in Proposal No. 191, 1980, opposing the southwesterly extension of I-69, were asked to stand. Mr. David Page introduced Mr. Matthew Iaria who was present in support of Proposal No. 25, 1980. Mr. Schneider introduced Mr. C.L. Milan, of the 17th Precinct.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 186, 1980. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Council Resolution confirming a board and commission appointment effective April 7, 1980" and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 187, 1980. Introduced by Councillors Journey and Howard. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional fifty-two thousand two hundred dollars (\$52,200) in the Metropolitan Development Department for purposes of Economic and Housing Development and reducing the unappropriated and unencumbered balance in the Redevelopment General Fund;" and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 188, 1980. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional Seventeen thousand nine hundred and twenty-nine dollars (\$17,929) in the Crime Control Fund for purposes of the Marion County Sheriff's Department and reducing the unappropriated and unencumbered balance in the Crime Control Fund;" and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 189, 1980. This proposal was withdrawn by its sponsor, President SerVaas.

PROPOSAL NO. 190, 1980. This proposal was adopted in "Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions".

PROPOSAL NO. 191, 1980. Introduced by Councillors Boyd, Hawkins, and Journey. The Clerk read the proposal entitled: "A Proposal for a Council Resolution in opposition to the southwesterly extension of I-69 (I-165);" after much discussion, Councillor Gilmer moved, seconded by Councillor Brinkman to send this proposal to the Transportation Committee. Councillor Clark moved, seconded by Councillor Journey to further amend the motion by sending the Proposal to the Transportation Committee and the Metropolitan Development Committee. The motion to send Proposal No. 191, 1980, to both the Transportation Committee and the Metropolitan Development Committee passed by unanimous voice vote. Councillor McGrath announced that May 21, 1980, the Transportation Committee would meet at 7:00 p.m. in the Public Assembly room of the City-County Council to discuss this proposal, and instructed the Clerk to notify all representatives from the Department of Transportation and the Department of Metropolitan Development to be present at this meeting.

PROPOSAL NOS. 196-200, 1980. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Development Commission on April 7, 1980;" and the President referred them to the Committee of the Whole to be heard under Special Orders - Final Adoption.

PROPOSAL NO. 201 & 202, 1980. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Development Commission on April 7, 1980;" and the President referred them to the Committee of the Whole to be heard under Special Orders - Final Adoption.

MODIFICATION OF SPECIAL ORDERS

Suspension for Introduction

[Clerk's Note: The following proposals were introduced by suspending the Rules of the Council on Preparation, initiation, and introduction, although not timely submitted under the rules, by consent of the Council.]

PROPOSAL NO. 192, 1980. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution approving and authorizing

certain actions and proceedings with respect to certain proposed economic development bonds;" and the President referred it to the Economic Development Committee.

PROPOSAL NO. 193, 1980. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional One hundred one thousand one hundred fifteen dollars (\$101,115) in the Flood Control General Fund for purposes of Flood Control Division Department of Public Works and reducing certain other appropriations for that division;" and the President referred it to the Public Works Committee.

PROPOSAL NO. 194, 1980. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional Seventy-one thousand three hundred and twenty-one dollars (\$71,321) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund;" and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 195, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional fifty-six thousand one hundred and thirty-four dollars (\$56,134) in the Transportation General Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation General Fund;" and the President referred it to the Transportation Committee.

[Clerk's Note: At 8:10 p.m. the council recessed and reconvened at 8:20 p.m.]

SPECIAL ORDERS – PUBLIC HEARING

PROPOSAL NO. 149, 1980. Councillor Tintera requested that this and the following economic development bond proposals be heard at this time due to public interest; consent was given. Councillor Tintera reported that this proposal had received a "do pass" recommendation from the Economic Development Com-

mittee; it authorizes the IGM Company Project for economic development bonds in the amount of \$2,500,000. Mr. Bill Manion, from Trabb and Co. was present, representing the IGM company to answer any questions the councillors might have concerning the project in Park 100. After brief discussion, Proposal No. 149, 1980, was adopted on the following roll call vote; viz:

25 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Cougehounr, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

4 NOT VOTING: Mr. Dowden, Mr. Howard, Mrs. Journey, Mr. Schneider

Proposal No. 149, 1980, was retitled SPECIAL RESOLUTION NO. 26, 1980, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 26, 1980

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

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by IC 18-6-4.5 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, and equipping of said facilities, and said facilities to be either sold or leased to a Developer or the funds from said financing to be loaned to a developer and said facilities to be directly owned by the developer and leased or sub-leased to users, and

WHEREAS, IGM Company, a to be formed New York general partnership (the "Developer") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, construct, and equip certain economic development facilities and sell or lease the same to the Developer or loan the proceeds of an economic development financing to the Developer for the same, said economic development facilities to be the land, construction and equipping of a 51,200 square foot building and the machinery and equipment to be installed therein located on approximately 6.8 acres, in Park 100, Indianapolis, Indiana to be leased or sub-leased substantially to Irvin Green-Metropolitan, Inc. (the "User") who will conduct distribution of food products to the institutional food trade from therein (the "Project"); and

WHEREAS, lease or sub-lease payments payable to the Developer will be assigned for the benefit of the bondholders; and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 5 additional jobs at the end of one year and 12 additional new jobs at the end of three years) to be achieved by the acquisition, construction, and equipping of the Project will be of public benefit to the health, safety and general welfare of the City of Indianapolis and its citizens; and

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

WHEREAS, the acquisition, equipping and construction of the facilities will not have an adverse competitive effect on any similar facility already constructed or operating in or about Indianapolis, Indiana; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Indianapolis, Indiana, and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said City take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said City.

SECTION 2. The City-County Council further finds, determines ratifies, and confirms that the issuance and sale of revenue bonds of the City in an ap-proximate amount of \$2,500,000 under the Act for the acquisition, construction, and equipping of the Project and the sale or leasing of the Project to the Developer or the loaning of the proceeds of such financing to the Developer for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Developer to proceed with the acquisition, construction and equipping of the Project, the City-County Council hereby finds, determines, ratifies, and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Developer; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Developer of moneys expended by the Developer for application fees, planning engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the City will thereafter either lease the same to the Developer or loan the proceeds of such financing to the Developer for the same purposes or sell the same to the Developer.

PROPOSAL NO. 151, 1980. Councillor Tintera explained that this proposal authorizes the JCM, Inc., Project for financing economic development bonds in the amount of \$2,550,000; it received a "do pass" recommendation from the Economic Development Committee. Mr. Tintera stated that this company conducts surface treatment of aluminum articles for manufacturers and supplies aluminum components to the commercial building industry. Councillor Tintera moved for adoption, seconded by Councillor West. Proposal No. 151, 1980, was adopted on the following roll call vote; viz:

29 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mr.

Page, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West
NO NOES

Proposal No. 151, 1980, was retitled SPECIAL RESOLUTION NO. 27, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 1980

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

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by IC 18-6-4.5 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, onstruction, and equipping of said facilities, and said facilities to be either sold or leased to a Developer or the funds from said financing to be loaned to a developer and said facilities to be directly owned by the developer and leased or sub-leased to users, and

WHEREAS, CB Associates (the "Developer") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City acquire, construct and equip certain economic development facilities and sell or lease the same to the Developer or the City loan the proceeds of such a financing to the Developer for such purposes, said economic development facility to be the land, construction and equipping of a 103,074 square footbuilding and the machinery and equipment to be installed therein located on approximately 10.6 acres at 1850 West Oliver Avenue, Indianapolis, Indiana to be leased substantially to JCM, Inc. (the "User") and subleased or assigned substantially to J-C Products Corporation and Aluminum Finishing Corporation of Indiana (the "Sub-Users") who will conduct surface treatment of aluminum articles for manufacturers and supplying of aluminum components to the commercial building industry therein (the "Project") and

WHEREAS, lease or sub-lease or assignment payments payable to the Developer will be assigned for the benefit of the bondholders; and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 19 new jobs at the end of one year and 106 new jobs at the end of three years) to be achieved by the acquisition, construction, and equipping of the Project will be of public benefit to the health, safety and general welfare of the City of Indianapolis and its citizens; and

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

WHEREAS, the acquisition, construction, and equipping of the facilities will not have an adverse competitive effect on any similar facility already constructed or operating in or about Indianapolis, Indiana; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies, and confirms that the promotion of diversification of economic development and job opportunities in and near Indianapolis, Indiana, and in Marion County, Indiana, is desirable to preserve the health,

safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said City take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said City.

SECTION 2. The City-County Council further finds, determines, ratifies, and confirms that the issuance and sale of revenue bonds of the City in an approximate amount of \$2,550,000 under the Act for the acquisition, construction, and equipping of the Project and the sale or leasing of the Project to the Developer or the loaning of the proceeds of such financing to the Developer or the loaning of the proceeds of such financing to the Developer for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Developer to proceed with the acquisition, construction, and equipping of the project, the City-County Council hereby finds, determines, and ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Developer; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Developer of moneys expended by the Developer for application fees, planning engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the City will thereafter either lease the same to the Developer or loan the proceeds of such financing to the Developer for the same purposes or sell the same to the Developer.

PROPOSAL NO. 152, 1980. Councillor Tintera explained that this proposal received a "do pass" recommendation from the Economic Development Committee, approving economic development bonds in the amount of \$750,000 for the Porter Project connected with Indiana Steel Fabricating Inc., located at 4451 Park Fletcher Avenue. Proposal No. 152, 1980, was adopted on the following roll call vote; viz:

29 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West
NO NOES

Proposal No. 152, 1980, was retitled SPECIAL ORDINANCE NO. 2, 1980, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 1980

A PROPOSAL FOR A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue bonds Series 1980 (Errol H. Porter and Patricia L. Porter Project)", in the principal amount of Seven Hundred and Fifty Thousand Dollars (\$750,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Errol H. Porter and Patricia L. Porter as developers and Indiana Steel Fabricating, Inc., as user, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 20, 1980, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities for Errol H. Porter and Patricia L. Porter as developers and Indiana Steel Fabricating, Inc., as user, complies with the purposes and provisions of Indiana Code 18-6-4.5 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of Mortgage and Indenture of Trust, Official Statement, Loan Agreement, Guaranty Agreement, Series 1980 Promissory Note, Lease, Collateral Assignment of Lease and Rentals, and Lessee's Consent and Agreement to Lease Assignment (such documents being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) by Resolution adopted prior to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Errol H. Porter and Patricia L. Porter for the purpose of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana and the repayment of said loan by Errol H. Porter and Patricia L. Porter to be evidenced and secured by a promissory note of Errol H. Porter and Patricia L. Porter and the lease of said facilities to Indiana Steel Fabricating, Inc., as user will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Mortgage and Indenture of Trust, Official Statement, Loan Agreement, Guaranty, Agreement, Series 1980 Promissory Note, Lease, Collateral Assignment of Lease and Rentals, and Lessee's Consent and Agreement to Lease Assignment approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (herein collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be kept on file by the Clerk of the Council or the City Controller.

SECTION 3. The City of Indianapolis shall issue its "Economic Development First Mortgage Revenue Bonds, Series 1980 (Errol H. Porter and Patricia L. Porter Project)" in the total principal amount of Seven Hundred and Fifty Thousand dollars (\$750,000) for the purpose of procuring funds to loan to Errol H. Porter and Patricia L. Porter in order to finance the economic development facilities more particularly set out in the Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Errol H. Porter and

Patricia L. Porter on their promissory note in the aggregate amount of Seven Hundred and Fifty Thousand dollars (\$750,000) which will be executed and delivered by Errol H. Porter and Patricia L. Porter to evidence and secure said loan, and as otherwise provided in the above described Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller is authorized and directed to sell such Bonds to the purchasers thereof at a stated rate of interest on the Bonds not to exceed 13% per annum and at a price not less than 95% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bonds authorized herein. The signatures of the Mayor and the City Clerk on the bonds and coupons may be facsimile signatures. The City Clerk or City Controller is authorized to arrange for the delivery of such bonds to the purchasers thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust. SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Revenue Bonds, Series 1980 (Errol H. Porter and Patricia L. Porter Project), and after the issuance of said Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as any of said Bonds or the interest thereon remain unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after compliance with procedure required by Indiana Code 18-4-5-2.

PROPOSAL NO. 153, 1980. Councillor Tintera reported for the Economic Development Committee that this final proposal in a series of inducement resolutions, approves economic development bonds for the Alan C. Stanford Project in the amount of \$950,000. The project calls for renovation of the old Block's Men's Store building. After brief discussion, Proposal No. 153, 1980, was adopted on the following roll call vote; viz:

28 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkmna, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

1 NOT VOTING: Mrs. Nickell

Proposal No. 153, 1980, was retitled SPECIAL ORDINANCE NO. 3, 1980, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1980

A PROPOSAL FOR A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue bonds Series 1980 (Alan C. Stanford Project)", in the principal amount of Nine Hundred Thousand Dollars (\$900,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Alan C. Stanford as developer and Data Sciences, Inc., and Aliana Realty Corp. as substantial users, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 20, 1980, adopted a Resolution on that date, which resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities for Alan C. Stanford as developer, and Data Sciences, Inc., and Aliana Realty Corp., as substantial users, complies with the purposes and provisions of Indiana Code 18-6-4.5 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of Mortgage and Indenture of Trust, Official Statement, Loan Agreement, Series 1980 Promissory Note, Collateral Assignment of Lease and Rentals pertaining to Alaiana Realty Corp., Collateral Assignment of Lease Rentals pertaining to Data Science, Inc., Lessee's Consent and Agreement to Lease Assignment of Alaiana Realty Copr., Lessee's Consent and Agreement to Lease Assignment of Data Sciences, Inc., Office Lease Between Alan C. Stanford and Data Sciences, Inc., Lease between Alan C. Stanford and Aliana Realty Corp., Sewer Service Agreement between Alan C. Stanford and Aliana Realty Copr., and Cross Easements with Maintenance Agreement between Alan C. Stanford and Alaina Realty Corp., (such documents being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) by Resolution and adopted prior to this date, which resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Alan C. Stanford for the purposes of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana, and the repayment of said loan by Alan C. Stanford to be evidenced and secured by a promissory note of Alan C. Stanford and the lease of said facilities to Data Sciences, Inc., and Alaina Realty Corp., as substantial users will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Mortgage and Indenture of Trust, Official Statement, Loan Agreement, Series 1980 Promissory Note, Collateral Assignment of Lease and Rentals, pertaining to Aliana Realty Corp., Collateral Assignment of Lease Rentals pertaining to Data Sciences, Inc., Lessee's Consent and Agreement to Lease Assignment of Alaina Realty Corp., Lessee's Consent and Agreement to Lease Assignment of Data Sciences, Inc., Office Lease between Alan C. Stanford and Data Sciences, Inc., Lease between Alan C. Stanford and Aliana Realty Corp., Sewer Service Agreement between Alan C. Stanford and Aliana Realty Corp., and Cross Easements with Maintenance Agreement between Alan C. Stanford and Alaina Realty Corp., such documents are hereby approved and all such documents (herein collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be kept on file by the Clerk of the Council or the City Controller.

SECTION 3. The City of Indianapolis shall issue its "Economic Development First Mortgage Revenue Bonds, Series 1980 (Alan C. Stanford Project)" in the total principal amount of Nine Hundred Thousand Dollars (\$900,000) for the purpose of procuring funds to loan to Alan C. Stanford in order to finance the economic development facilities more particularly set out in the Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Alan C. Stanford on his promissory note in the aggregate amount of Nine Hundred Thousand dollars (\$900,000) which will be executed and delivered by Alan C. Stanford to evidence and secure said loan, and as otherwise provided in the above described Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller is authorized and directed to sell such Bonds to the purchasers thereof at a stated rate of interest on the Bonds not to exceed 10.5% per annum and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein, and their execution is hereby confirmed, on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction, including the Bonds authorized herein. The signatures of the Mayor and the City Clerk on the bonds and coupons may be facsimile signatures. The City Clerk or City Controller is authorized to arrange for the delivery of such bonds to the purchasers thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust.

SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Revenue Bonds, Series 1980 (Alan C. Stanford Project) and after the issuance of said Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as any of said Bonds or the interest thereon remain unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after compliance with procedure required by Indiana Code 18-4-5-2.

PROPOSAL NO. 154, 1980. Councillor Tintera stated that this proposal is an advisory resolution approving the Hospital Authority of Marion County's bonds in the amount of \$12,000,000 for the Methodist Hospital Project. The project includes construction of new buildings and renovation and relocation of various existing departments, including future land acquisition and preparation for hospital development. Councillor Tintera moved for adoption, seconded by Councillor Hawkins. Proposal No. 154, 1980, was adopted on the following roll call vote; viz:

26 AYES: Dr. Borst, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

1 NO: Mrs. Brinkman

2 NOT VOTING: Mr. Boyd, Mr. Jones

Proposal No. 154, 1980, was retitled SPECIAL RESOLUTION NO. 28, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 28, 1980

A SPECIAL RESOLUTION rendering advice to the Hospital Authority of Marion County regarding financing for Methodist Hospital of Indiana, Inc.

WHEREAS, the City-County Council of the City of Indianapolis, Indiana, by City-County General Resolution No. 4, 1979, adopted June 4, 1979, created the hospital Authority of Marion County (hereinafter "Authority") pursuant to the provisions of the Indiana Hospital Authority Act (IC 1971, 5-1-4-1 et seq. as amended); and

WHEREAS, the Judge of the Circuit Court of Marion County, Indiana, duly appointed directors to the Authority, who, after taking their respective oaths of office and qualifying held various organizational meetings; and

WHEREAS, the directors of the Authority, pursuant to their By-Laws, adopted Rules of Procedure which provide in part that "Prior to the Authority finally authorizing any bond issue, the Authority will seek an advisory resolution from the Indianapolis City-County Council"; and

WHEREAS, the Authority has investigated a request from Methodist Hospital of Indiana, Inc. (hereinafter "Methodist" for the Authority to issue its tax exempt bonds in the principal amount of Twelve Million Dollars (\$12,000,000) to be used by Methodist generally to support the initial financial requirements of Phase I of Methodist's Long Range Facilities Plan. The four major components of Phase I include:

- (1) Construction of an Energy Center/Laundry facility;
- (2) Construction of a free standing Oncology and Hospice Center which will include relocation of the hospital's Hospice Unit;
- (3) Renovation and relocation of various existing department; and;
- (4) Land acquisition and preparation necessary for future hospital development.

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

SECTION 1. It is hereby found that the issuance by the Hospital Authority of Marion County of its tax exempt bonds in the principal amount of Twelve Million Dollars (\$12,000,000) for Methodist Hospital of Indiana, Inc. is for the benefit of the people of Marion County, Indiana, the increase of said people's commerce, welfare and prosperity and the improvement of their health and living conditions; and

SECTION 2. The City-County Council of the City of Indianapolis, Marion County, Indiana, hereby recommends to the hospital Authority of Marion County the approval of the foregoing financing; and

SECTION 3. The Clerk of the City-County Council is hereby instructed to transmit a copy of this Special Resolution to the President of the Hospital Authority of Marion County.

PROPOSAL NO. 155, 1980. Councillor Tintera reported that this proposal had been heard by the Economic Development Committee and it received a "do pass" recommendation. This proposal is an inducement resolution authorizing economic development bonds for the financing of the rehabilitation of the Roosevelt Building in the amount of \$1,200,000. Mr. Bruce Carr, attorney for the developer, was present to answer any questions. After brief discussion, Proposal No. 155, 1980, was adopted on the following roll call vote; viz:

28 AYES: Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

1 NOT VOTING: Mr. Boyd

Proposal No. 155, 1980, was retitled SPECIAL RESOLUTION NO. 29, 1980, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 29, 1980

A SPECIAL RESOLUTION authorizing certain actions and pro-ceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by IC 18-6-4.5 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities, and said facilities to be either sold or leased to a developer or the funds from said financing to be loaned to a developer and said facilities to be directly owned by a developer and leased or subleased to users; and

WHEREAS, the Roosevelt Building Company, an Indiana limited partnership (the "Developer") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, construct and equip certain economic development facilities and sell or lease the same to the Developer or loan the proceeds of an economic development financing to the Developer for the same, said economic development facilities will consist of acquisition and rehabilitation of the Roosevelt Building, an existing twelvestory, early 20th century, office retail building, located at 9 North Illinois Street (northeast corner of Washington and Illinois Streets), Indianapolis, Indiana, into a first class commercial building compatible with its strategic location. The planned rehabilitation of the Roosevelt Building will include the following:

- (a) Exterior Repair's: New roof, roof hatch and ladder, repair broken windows, replace Illinois Street sidewalk, caulk, glaze, scrape and paint window frames, clean and repair terra cotta veneer, repair, scrape and paint fire escape, new entry and facia treatment.
- (b) Electrical and Heating, Ventilating and Air Conditioning: Repair holding tank, renew electrical service to 9th through 12th floors, repair drains and hot water tank, install heat in lobby, steam heat repairs.
- (c) Life Safety: New fire extinguishers and hose, install alarm system, emergency lighting and panic hardware.
- (d) Common Area Refurbishment: Replace fixtures in 6th, 10th and 11th floor restrooms, paint all restrooms, repair freight elevator, carpet 2nd, 3rd and 9th floor corridors, replace trash bins.
- (e) Tenant Improvements: Paint, partition and carpet space for new tenants; to be leased or subleased substantially to various users of (the "Project"); and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the project would be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, the acquisition, equipping and construction of the facilities will not have an adverse competitive effect on any similar facility already constructed or operating in, or about Indianapolis, Indiana; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Indianapolis, Indiana, and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said City take such action as it lawfully may to encourage diversification of industry

and promotion of job opportunities in and near said City.

SECTION 2. The City-County Council further finds, determines, ratifies, and confirms that the issuance and sale of revenue bonds of the City in an approximate amount of \$1,200,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Developer or the loaning of the proceeds of such financing to the Developer for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Developer to proceed with the acquisition, construction and equipping of the Project, the City-County Council hereby finds, determines, ratifies, and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Developer (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Developer of moneys expended by the Developer for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the City will thereafter either lease the same to the Developer or loan the proceeds of such financing to the Developer for the same purposes or sell the same to the Developer.

PROPOSAL NO. 53, 1980. Councillor West moved that this proposal appropriating an additional \$10,848 for the County Sheriff and authorizes an additional employee, be tabled, seconded by Councillor Rhodes. The motion to table Proposal No. 53, 1980, carried by unanimous voice vote.

PROPOSAL NO. 113, 1980. Councillor Durnil requested that this proposal appropriating \$200,000 from unallocated Community Development grants for the County Home repairs be postponed until the next meeting of the council, April 21, 1980. Consent was given.

PROPOSAL NO. 140, 1980. Councillor Schneider moved, seconded by Councillor Cottingham, that this proposal appropriating an additional \$290,245 for salary increases in the Clerk's office be postponed indefinitely. Consent of the Council was given.

PROPOSAL NO. 145, 1980. Councillor Miller requested that this proposal appropriating an additional \$14,319 for the Human Rights Commission financed from CETA grant funds, be postponed until April 21, 1980. Consent was given.

PROPOSAL NO. 146, 1980. Councillor Miller requested that this proposal appropriates an additional \$22,389 for the Personnel Division financed by CETA grant funds, be postponed until the April 21, 1980, meeting of the council. Consent was given.

PROPOSAL NO. 156, 1980. Councillor Gilmer reported for the Parks and Recreation Committee that this proposal, appropriating an additional \$15,000 for improvements at the Carson Park complex, financed from a bequest from Ralph DeWitt Carson, received a "do pass" recommendation. The Director of the Parks Department, Mr. Aurthur Strong stated that this money would finance landscaping

and other improvements in the Carson Park. The Council recessed to a Committee of the Whole for a public hearing at 8:43 p.m. and reconvened at 8:44 p.m. Proposal No. 156, 1980, was then adopted on the following roll call vote; viz:

7 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Nottingham, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Trader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

NOT VOTING: Mr. Durnil, Mrs. Parker

Proposal No. 156, 1980, was retitled FISCAL ORDINANCE NO. 27, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional fifteen thousand dollars in the Park General Fund for purposes of Parks and Recreation Department and reducing the unappropriated and unencumbered balance in the Park 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 1.03 of the City-County Annual Budget for 1980, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing trust fund revenue to develop the Carson Park in accordance with the Ralph DeWitt Carson Trust provisions.

SECTION 2. The sum of Fifteen thousand dollars (\$15,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PARKS AND RECREATION DEPARTMENT		PARK GENERAL FUND
21.	Contractual Services	\$14,070
23.	Materials	930
TOTAL INCREASES		<u>\$15,000</u>

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

PARKS AND RECREATION DEPARTMENT		PARK GENERAL FUND
Unappropriated and Unencumbered		
	Park General Fund	\$15,000
TOTAL REDUCTIONS		<u>\$15,000</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 157, 1980. Councillor Gilmer reported for the Parks & Recreation Committee that this proposal appropriates an additional \$16,000 for repairs to the Sarah Shank Clubhouse financed by fire insurance proceeds; it received a unanimous "do pass" recommendation. Mr. Gilmer stated that the City has a blanket coverage over many of the buildings which contains a \$25,000 deductible and this amount of \$16,000 reflects the settlement from the insurance company. The Council recessed to a Committee of the Whole for a public hearing at 8:46 p.m. and reconvened at 8:47 p.m. After discussion, Proposal No. 157, 1980, was adopted on the following roll call vote; viz:

28 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

1 NOT VOTING: Mrs. Parker

Proposal No. 157, 1980, was retitled FISCAL ORDINANCE NO. 28, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 1980

A FISCAL ORDINANCE amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional Sixteen thousand dollars (\$16,000) in the Park General Fund for purposes of Parks and Recreation Department and reducing the unappropriated and unencumbered balance in the Park 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 1.03 of the City-County Annual Budget for 1980, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing revenue from insurance proceeds to repair fire damage to the Sarah Shank Clubhouse.

SECTION 2. The sum of Sixteen thousand dollars (\$16,000) 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:

PARKS AND RECREATION DEPARTMENT	PARK GENERAL FUND
21. Contractual Services	\$16,000
TOTAL INCREASES	\$16,000

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

PARKS AND RECREATION DEPARTMENT	PARK GENERAL FUND
Unappropriated and Unencumbered	
Park General Fund	\$16,000
TOTAL REDUCTIONS	\$16,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 162, 1980. Councillor McGrath stated that this proposal appropriates an additional \$217,312 from the Cumulative Bridge Fund for the West 25th Street bridge on the canal and the West 30th Street bridge over White River. The money will be obtained from left-over balance; with no new money being appropriated. The Council recessed to a Committee of the Whole for a public hearing at 8:49 p.m. and reconvened at 8:50 p.m. After council discussion, Mr. McGrath moved, seconded by Councillor Howard for adoption. Proposal No. 162, 1980, was then adopted on the following roll call vote; viz:

29 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West
 NO NOES

Proposal No. 162, 1980, was retitled FISCAL ORDINANCE NO. 29, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 29, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional Two hundred and seventeen thousand three hundred and twelve dollars (\$217,312) in the Cumulative Bridge Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Cumulative Bridge 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 1.03 of the City-County Annual Budget for 1980, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing revenue for bridge construction work on West 25th Street over water company canal and West 30th Street over White River from cumulative bridge tax levy.

SECTION 2. The sum of Two hundred and seventeen thousand three hundred and twelve dollars (\$217,312) 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 TRANSPORTATION	CUMULATIVE BRIDGE FUND
50. Properties	\$217,312
TOTAL INCREASES	<u>\$217,312</u>

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

DEPARTMENT OF TRANSPORTATION	CUMULATIVE BRIDGE FUND
Unappropriated and Unencumbered Cumulative Bridge Fund	\$217,312
TOTAL REDUCTIONS	<u>\$217,312</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

SPECIAL ORDERS – FINAL ADOPTION

PROPOSAL NO. 52, 1980. Consent of the Council was given for this proposal to be heard at this time, out of the natural order of the agenda. Councillor West reported that this proposal, revising the code provisions on traffic offenses to classify violations and change penalties for these violations, was postponed in the last council meeting. Councillor Hawkins moved, seconded by Councillor Page, to strike this proposal. A voice vote was taken on the motion to strike, after which Councillor Hawkins called for a Division of the House. Councillor Hawkins' motion to strike Proposal No. 52, 1980, failed on the following roll call vote; viz:

11 AYES: Mr. Boyd, Mr. Campbell, Mr. Durnil, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. Page, Mrs. Parker, Mr. Schneider, Mr. Vollmer

17 NOES: Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Gilmer, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. West

Councillor West then moved, seconded by Councillor Borst, to table Proposal No. 52, 1980. Council consent was given.

PROPOSAL NO. 25, 1980. Councillor McGrath reported that this proposal, changing a portion of College Avenue from a one-way to a two-way street, received a "do pass" recommendation from the Transportation Committee by a vote of 4-3. Councillor Page, sponsor of the proposal, presented the Council with diagrams of College Avenue pointing out the difficulty some businesses were experiencing by blocking the street while loading and unloading their trucks. He stated that in this estimation, although the Department of Transportation was against this two-way street change, 90% of the businesses in the affected area were in favor of this change. Mr. Gilmer further supported Mr. Page by adding that there had been a sharp decline in the traffic activity attributed to the building of the interstate and businesses were suffering because of this decline. Proposal No. 25, 1980, was then adopted on the following roll call vote; viz:

19 AYES: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rhodes, Mr. Schneider, Mr. Strader, Mr. Vollmer

9 NOES: Dr. Borst, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. McGrath, Mr. Rader, Mr. SerVaas, Mr. Tintera, Mr. West

1 NOT VOTING: Mrs. Stewart

Proposal No. 25, 1980, was retitled GENERAL ORDINANCE NO. 20, 1980, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 20, 1980

A GENERAL ORDINANCE changing a certain street from one-way to two-way traffic. [Amends Code Section 29-166].

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

PART I

Chapter 29 of the Code of Indianapolis and Marion County specifically "Sec. 29-166. One-way Streets and alleys designated," be, and the same is hereby amended by the deletion of the following, to wit:

NORTHBOUND

College Avenue, from Virginia Avenue to Massachusetts Avenue

PART II

Violations of this ordinance shall be subject to those penalties now provided in the Code of Indianapolis and Marion County for violations of the section amended by this ordinance.

PART III

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 96, 1980. Councillor Coughenour reported for the Public Works Committee that this proposal recommends certain changes in the Air Pollution Control regulations, sponsored by Councillor Dowden. Councillor Coughenour moved to substitute the committee recommendations, seconded by Councillor Dowden. The motion carried by unanimous voice vote. Councillor Coughenour moved to further amend Proposal No. 96, 1980, by deleting the second paragraph which pertains to a section which was eliminated by the Committee Recommendation version. Consent was given. After discussion, Proposal No. 96, 1980, As Amended, was adopted on the following roll call vote; viz:

29 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

Proposal No. 96, 1980, was retitled SPECIAL RESOLUTION NO. 25, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1980

A SPECIAL RESOLUTION calling upon the Indianapolis Air Pollution Control Board to adopt the following recommendations for changes in Regulation III, "Open Burning Restrictions."

WHEREAS, (Reg. III-7.1 and 2) with burning of agricultural wastes being primarily a seasonal operation, and;

WHEREAS, the regulation caused unnecessary governmental harassment of farmers by undue amount of red tape; now, therefore:

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

SECTION 1. Recommends that the Indianapolis Air Pollution Control Board Regulation III, "Open Burning Restrictions," be amended as follows by deleting the crosshatched, to wit:

"III-7. Open Burning of Agricultural Wastes.

(1) Open burning of plant life grown on the premises in the course of any agricultural operations may be permitted when it can be shown that such open burning is necessary and that no fire hazard will occur.

(2) Any open burning permitted under the provisions of this subsection shall be permitted only between the hours of 10:00 a.m. and 4:00 p.m. and only at times when the actual or forecast wind speed given by the local U.S. Weather Bureau, is 5 miles per hour or greater."

PROPOSAL NO. 165, 1980. Councillor McGrath reported for the Transportation Committee that this proposal providing for parking meter zones on portions of Market and Alabama Streets for patrons of the City Market received a "do pass" recommendation on April 2, 1980. Twenty-one parking spaces will be under the arena for patrons and four meters will be added on the west side of Alabama. Proposal No. 165, 1980, was then adopted on the following roll call vote; viz:

27 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

2 NOT VOTING: Mr. Clark, Mrs. Coughenour

Proposal No. 165, 1980, was retitled GENERAL ORDINANCE NO. 22, 1980, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 22, 1980

A PROPOSAL FOR A GENERAL ORDINANCE providing for parking meter zones on portions of Market and Alabama Streets. [Amends Code Section 29-266, and Section 29-283, and 29-286]

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", be specifically "Chapter 29, Section 2-283. Parking meter zones designated" be, and the same is hereby amended by the deletion of the following, to wit:

THIRTY MINUTES

Market Street on both sides, from Alabama Street to New Jersey Street;

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically "Chapter 29, Section 29-266. Special parking privileges for certain persons or vehicles in certain locations." be, and the same is hereby amended by the addition of the following, to wit:

(7) Any privately owned vehicle used in transporting a person, who is a patron of the City Market, may park for one hour from 8 A.M. to 6 p.m. on any day in the following locations:

Market Street, on both sides from a point 114 feet east of the east curbline of Alabama Street to a point 114 feet west of the west curbline of New Jersey Street.

Alabama Street, on the west side from a point 31 feet south of the south curbline of Ohio Street to a point 119 feet south of the south curbline of Ohio Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically "Chapter 29, Section 29-283. Parking meter zones designated." be, and the same is hereby amended by the addition of the following, to wit:

ONE HOUR

Market Street, on both sides from a point 114 feet east of the east curbline of Alabama Street to a point 114 feet west of the west curbline of New Jersey Street;

Alabama Street, on the west side from a point 31 feet south of the south curbline of Ohio Street to a point 119 feet south of the south curbline of Ohio Street;

SECTION 4. The "Code of Indianapolis and Marion County", specifically, "Chapter 29, Section 29-268. Stopping, standing, or parking prohibited at all times on certain designated streets", be, and the same is hereby amended by the addition of the following, to wit:

Market Street, on both sides from the east curbline of Alabama Street to a point 114 feet east of the east curbline of Alabama Street;

Market Street, on both sides from the west curbline of New Jersey Street to a point 114 feet west of the west curbline of New Jersey Street;

Alabama Street, on the west side from a point 119 feet south of the south curbline of Ohio Street to the north curbline of Market Street;

SECTION 5. Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County" for violations of the sections amended by this ordinance.

SECTION 6. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 164, 1980. Councillor McGrath reported that this proposal provides for passenger and material loading zones and parking meter zones on portions of Market Street. Mr. Fred Madorin spoke stating that a ten dollar a foot would be charged the merchant annually for the loading zone; this proposal was supported by the Department of Transportation. After further discussion, Proposal No. 164, 1980, was adopted on the following roll call vote; viz:

27 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

2 NOT VOTING: Mr. Clark, Mr. Schneider

Proposal No. 164, 1980, was retitled GENERAL ORDINANCE NO. 21, 1980, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 1980

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", specifically, Sec. 29-331, providing for passenger and material loading zones on portions of Market Street and Capitol Avenue.

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

PART I

Chapter 29 of the "Code of Indianapolis and Marion County," specifically, Section 29-331. Passenger and material loading zones, be and the same is hereby amended by the addition of the following, to wit:

Market Street, on the south side
From a point 97 feet east of the east
curbline of Capitol Avenue to a point
146 feet east of the east curbline of Capitol Avenue

PART II

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

Market Street, on the south side from the
east curbline of Capitol Avenue to a point
97 feet east of the east curbline of Capitol Avenue

PART III

Chapter 29 of the "Code of Indianapolis and Marion County", specifically, "Section 29-283. Parking meter zones designated", be and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR
Market Street, on the south side
From Illinois Street to Capitol Avenue

PART IV

Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", specifically, "Section 29-283. Parking meter zones designated", be and the same is hereby amended by the addition of the following, to wit:

TWO HOURS
Market Street, on the south side
From a point 146 feet east of the east curbline
of Capitol Avenue to Illinois Street

PART V

Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County" for violations of the sections amended by this ordinance.

PART VI

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 182, 1980. Councillor West reported for the Public Safety & Criminal Justice Committee that this proposal transfers \$16,957 in the County Crime Control Fund for purposes of the Marion County Prosecutor. The money is to be used for the payment of expenses derived from contractual services of lawyers. Councillor West moved the committee recommendations, seconded by Councillor Rhodes. After discussion, Proposal No. 182, 1980, As Amended was adopted on the following roll call vote; viz:

29 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

Proposal No. 182, 1980, As Amended, was retitled FISCAL ORDINANCE NO. 30, 1980, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 30, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) transferring and appropriating Sixteen thousand nine hundred fifty-seven dollars (\$16,957) in the County Crime Control Fund for purposes of the Marion County Prosecutor and reducing certain other appropriations for that division.

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

SECTION 1. To provide for the expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.05 of the City-County Annual Budget for 1980, be, and is hereby amended by the increases and reductions hereinafter stated for the purpose of complying with a budget modification approved by LEAA and ICJPA.
SECTION 2. The sum of Sixteen thousand nine hundred fifty-seven dollars (\$16,957) 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:

PROSECUTOR	COUNTY CRIME CONTROL FUND
32. Contractual Services	\$14,595
24. Equipment	2,362
TOTAL INCREASES	<u>\$16,957</u>

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

PROSECUTOR	COUNTY CRIME CONTROL FUND
31. Personnel	\$12,878
33. Travel	1,864
35. Operating	<u>2,215</u>
TOTAL REDUCTIONS	\$16,957

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NOS. 196-200, 1980. No action was taken by the council on these proposals. They were retitled REZONING ORDINANCE NOS. 48-52, 1980, and read as follows:

REZONING ORDINANCE NO. 48, 1980 80-Z-9 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 11

2525-29-35 EAST 38th SREET, INDIANAPOLIS

Wayne W. Walker, 2525 E. 38th Street, requests rezoning of 0.69 care, being in D-5 district, to C-3 classification to provide for commercial use.

REZONING ORDINANCE NO. 49, 1980 80-Z-29 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25

6104-6118 SOUTH HARDING STREET, INDIANAPOLIS

Barbara T. Bowyer, 6118 S. Harding St., requests rezoning of 5.97 acres, being in A-2 district, to I-2-S classification to provide for office and warehouse use.

REZONING ORDINANCE NO. 50, 1980 80-Z-31 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12

6727 EAST 34TH STREET, INDIANAPOLIS

Kent L. Thomas and Donald C. Emmons by Ray Leach, agent, 8135 E. 30th St., request rezoning of 1.00 acre, being in I-3-S district, to C-ID classification to provide for office and warehouse use for a general construction company.

**REZONING ORDINANCE NO. 51, 1980 80-Z-34 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13**

6338 SOUTH FRANKLIN ROAD, INDIANAPOLIS

Car. W. Wilson by Gilbert E. Mascher, Atty., 803 First Federal Bldg., requests rezoning of 5.00 acres, being in A-2 district, to SU-1 classification, to provide for church use.

**REZONING ORDINANCE NO. 52, 1980 80-Z-35 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18**

202 GIRLS SCHOOL ROAD, INDIANAPOLIS

Indianapolis-Marion County Public Library by Gene Leeuw, Atty., 2130 One Indiana Square, requests rezoning of 3.00 acres, being in C-4 district, to SU-37 classification, to provide for a Branch Library.

PRO

PROPOSAL NOS. 201 & 202, 1980. No action was taken by the council on these proposals. They were retitled REZONING ORDINANCE NOS. 53 and 54, 1980, respectively, and read as follows:

**REZONING ORDINANCE NO. 53, 1980 80-Z-11 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13**

10115 EAST WASHINGTON STREET, INDIANAPOLIS

Sue A. McShay and Daniel F. Breiner by Gerald L. Moss, Atty., 2700 One Indiana Square, request rezoning of 8.50 acres, being in D-2 district, to C-4 classification, to provide for construction of retail sales facilities.

**REZONING ORDINANCE NO. 54, 1980 80-Z-12 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13**

10117 EAST WASHINGTON STREET, INDIANAPOLIS

Davco Investments Company by Gerald L. Moss, Atty., 2700 One Indiana Square, requests rezoning of 3.00 acres, being in D-2 district, to C-4 classification to provide for construction of a retail sales facility.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Coughenour requested that Proposal No. 174, 1980 amending the Code Chapter 4, concerning qualifications and appointment of Administration of the Air Pollution Control Board and members of the Air Pollution Control Board, be reassigned to the Public Works Committee. Consent of the council was granted.

President SerVaas announced the appointment of the "ad hoc" Committee to review the cable television applications. The nominees are as follows, with the exception of two members to be appointed at a later date: Chairman; Councillor Stuart Rhodes, Councillor Betty Stewart, Councillor Paula Parker, Councillor Stephen West, and Councillor Allen Durnil. President SerVaas also called for approval of Mr. Dwight Cottingham to the Marion County Tax Adjustment Board. The Council confirmed the appointment by unanimous voice vote.

Councillor Dowden announced that the Community Affairs Committee meeting scheduled for Wednesday, April 9, 1980, would be canceled and rescheduled at a later date.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:45 p.m.

We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the City-County Council of Indianapolis - Marion County, held at its Regular Meeting, on the 7th day of April, 1980.

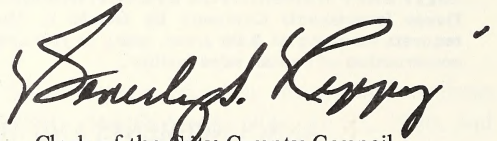
In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

ATTEST:



President

(SEAL)



Clerk of the City-County Council