

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, June 2, 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 7:30 p.m., Monday, June 2, 1980. President SerVaas in the Chair. Councillor Joyce Brinkman opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

The Chair instructed the Clerk to take the roll. President SerVaas excused Councillors Miller, Coughenour, and West. Twenty-six members being present, he announced a quorum.

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

ABSENT: Mr. Miller, Mrs. Coughenour, Mr. West

INTRODUCTION OF GUESTS

Councillor Philip Borst introduced Mr. Howard Howe candidate for State Senator, and Councillor Journey asked interested citizens present for the discussion of Proposal No. 191, 1980, to stand.

CORRECTION OF JOURNAL

The Chair called for additions or corrections to the Journal of May 19, 1980. There being no additions or corrections to the Journal of May 19, 1980, the minutes were approved, as distributed.

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

Minority Leader Boyd reported that he had received no information from the

Census Bureau in Washington concerning his request for an investigation of the activities of the Indianapolis Census Bureau. He then moved, seconded by Mrs. Brinkman that the Clerk send a follow-up letter to the Complete Count Committee calling for an update on the bureau's progress. The motion carried by unanimous voice vote.

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 OF 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, June 2, 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 OF 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 May 22, 1980, and May 29, 1980, a copy of **NOTICE TO TAXPAYERS** of a Public Hearing on Proposal Nos. 238, 239, 245, and 246, 1980, to be held on Monday, June 2, 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 OF 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. 44, 1980, amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional sixty-one thousand five hundred dollars in the City General Fund for purposes of the Office of the Mayor and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 45, 1980, authorizing Marion County to borrow on a temporary loan for the use of the County General Fund during the period July 1, 1980, to December 31, 1980, in anticipation of current taxes levied in the year 1979 and collected in the year 1980, authorizing the issuance of tax anticipation time warrants to evidence such loan; pledging and appropriating the taxes to be received in said fund to the payment of said tax anticipation time warrants including the interest thereon.

GENERAL ORDINANCE NO. 26, 1980, amending Chapter 29 of the Code of Indianapolis and Marion County.

GENERAL ORDINANCE NO. 27, 1980, establishing rules and procedures for preparation of the 1981 Annual Budgets for City and County Government.

GENERAL ORDINANCE NO. 28, 1980, prohibiting parking on portions of Kentucky Avenue.

GENERAL ORDINANCE NO. 29, 1980, amending the Code of Indianapolis and Marion County, Indiana, specifically, Sec. 29-283, removing parking meters on certain portions of Massachusetts and adding parking meters on Massachusetts Avenue from Alabama Street to East Street.

SPECIAL ORDINANCE NO. 6, 1980, authorizing the City of Indianapolis to issue its "City of Indianapolis, Indiana, National Rural Utilities Cooperative Finance Corporation Guaranteed Economic Development Revenue Bonds (Wabash Valley Power Association, Inc. Project) Series 1980A," in the principal amount of two million seven hundred and fifty thousand dollars and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 7, 1980, authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds Series 1980 (Koenig & Bauer/Egenolf Machine, Inc. Project)" in the principal amount of two million dollars and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 33, 1980, honoring Sammy NeSmith.

SPECIAL RESOLUTION NO. 34, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 35, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 36, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 37, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 38, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III
MAYOR

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 257, 1980. Introduced by Councillor Schneider. 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) transferring and appropriating four thousand dollars (\$4,000) in the County General Fund for purposes of the Center Township Assessor and reducing certain other appropriations for the Center Township Assessor"; and the President referred it to the County & Township Committee.

PROPOSAL NO. 258, 1980. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution rendering advice to the Hospital Authority of Marion County regarding financing for Fairbanks Hospital, Inc."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 259, 1980. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance authorizing the City of Indianapolis to issue its Economic Development Revenue Notes, Series 1980 (One North Capitol Company Project) in the aggregate principal amount of Ten Million Dollars (\$10,000,000) and approving and authorizing other actions with respect thereto"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 260, 1980. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance authorizing the City of Indianapolis to issue its "Economic Development Revenue Notes, Series 1980 (Two West Washington Associates Project)", in the aggregate amount of Eight Million Dollars (\$8,000,000) and approving and authorizing other actions in respect thereto"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 261, 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) authorizing changes in the personnel compensation schedule (Section 2.03) of the Municipal Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 262, 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) transferring and appropriating three thousand dollars (\$3,000) in the County General Fund for purposes of the Juvenile Division, Marion County Superior Court and reducing certain other appropriations for that division"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 263, 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) transferring and appropriating two thousand seven hundred dollars (\$2,700) in the County General Fund for purposes of the Marion County Superior Court - Room 7 and reducing certain other appropriations for that division"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 264, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance providing for a passenger and material loading zone on a portion of Brookside Avenue. [Amends Code Section 20-331]"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 265, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code of Indianapolis and Marion County, Chapter 29, Section 29-92"; and the President referred it to the Transportation Committee.

PROPOSAL NOS. 266-270, 1980. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Development Commission on May 22, 1980"; Councillor David McGrath moved, seconded by Councillor Brinkman, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that the City-County Council do hold, a further public hearing of Proposal No. 267, 1980, entitled: "A Proposal for a Rezoning Ordinance" as certified by the Metropolitan Development Commission as Docket Number 80-Z-41, and that the Council do hereby schedule the same for a public hearing before the full City-County Council at its next regular meeting on June 16, 1980, at 7:00 p.m. or as soon thereafter as the same may be heard; and that the Clerk be and is hereby instructed to cause

the proper legal notices of such hearings to be given.

Councillor McGrath

The motion carried by unanimous voice vote. Proposal Nos. 266, 268-270, 1980, were assigned to the Committee of the Whole by the President to be heard under Special Orders - Final Adoption.

MODIFICATION OF SPECIAL ORDERS

[Clerk's Note: Council consent was given for these proposals to be introduced, although not timely submitted under the Rules of the Council.]

PROPOSAL NO. 271, 1980. Introduced by Councillor Miller. 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 twelve thousand dollars (\$12,000) in the Consolidated County Fund for purposes of the City-County Council and reducing the unappropriated and unencumbered balance in the Consolidated County Fund"; and the President referred it to the Administration Committee.

PROPOSAL NO. 272, 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 Seven Thousand five hundred dollars (\$7,500) in the Park General Fund for purposes of the Parks and Recreation Department 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. 273, 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 forty thousand dollars (\$40,000) in the County General Fund for purposes of the Prosecutor, Sheriff, and Auditor and reducing the unappropriated and unencumbered balance in the County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 274, 1980. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Special Resolution commending Judge Betty Barteau"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 275, 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 one thousand seven hundred fifty dollars (\$1,750) in the County General Fund for purposes of the Marion County Superior Court - Civil Division Number three and reducing the unappropriated and unencumbered balance in the County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 276, 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) authorizing changes in the personnel compensation Schedule (Section 2.03) of the Marion County Prosecutor's office"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 277, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the City-County General Ordinance No. 83, 1979 authorizing changes in the personnel schedule of the Lawrence Township Trustee's Office"; and the President referred it to the County & Townships Committee.

PROPOSAL NO. 278, 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) transferring and appropriating One hundred thirty-seven thousand five hundred seven dollars (\$137,507) in the Liquid Waste Fund for purposes of the Sanitation Division, Department of Public Works and reducing certain other appropriations for Flood Control, Department of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 279, 1980. Introduced by Councillor Strader. The Clerk read the proposal entitled: "A Special Resolution calling on the Department of Transportation to grade certain alleys"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 280, 1980. Introduced by Councillor Nickell. The Clerk read the proposal entitled: "A Proposal for a Council Resolution appointing Arlie Ullrich to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 281, 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 three million dollars (\$3,000,000) in the Arterial Road and Street Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Arterial Road and Street Fund"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS – PUBLIC HEARING

PROPOSAL NO. 191, 1980. Due to public interest, this proposal was advanced on the agenda and heard at this time. Councillor McGrath reported for the committees who heard this proposal, stating that testimony was given at a joint meeting of the Transportation and Metropolitan Development Committees. Mrs. Journey then moved for adoption of Proposal No. 191, 1980, seconded by Councillor Howard. A roll call vote ended in a tie vote; viz:

13 AYES: Mr. Boyd, Mr. Campbell, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Page, Mrs. Parker, Mr. Strader, Mr. Tintera, Mr. Vollmer

13 NOES: Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Dowden, Mr. Holmes, Mr. Jones, Mr. McGrath, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart

3 NOT VOTING: Mrs. Coughenour, Mr. Miller, Mr. West

Mr. Dowden moved, seconded by Councillor Jones, the following amendment:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 191, 1980, by deleting the introduced version, and substituting therefor, the proposal entitled: "Proposal No. 191, 1980, Substitute".

Councillor Dowden

Councillor Dowden stated that this substitute proposal enables the Department of Transportation to assume their study on the transportation system. Councillor Boyd voiced opposition to the substitute, stating that in his opinion, this substitute lacks clear opposition and does not instruct exploration of mass transit alternatives. Mr. Howard read a letter he had received from Senator Bayh which states that these federal monies could be used on other projects if not utilized for the construction

of the extension of I-69. Councillor Dowden withdrew his motion to amend the proposal. Councillor Schneider moved that the council recess for a brief time, seconded by Councillor Howard. The motion to recess passed on the following roll call vote; viz:

20 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Holmes, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Page, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Vollmer

5 NOES: Mr. Cottingham, Mr. Gilmer, Mrs. Nickell, Mr. Parker, Mr. Tintera

4 NOT VOTING: Mrs. Coughenour, Mr. Howard, Mr. Miller, Mr. West

[Clerk's Note: The council then recessed at 8:00 p.m. and reconvened at 8:20 p.m.]

Councillor Jones stated that he would not withdraw his second to Mr. Dowden's motion to substitute the amended proposal. After further discussion, Councillor Clark moved that the Proposal entitled: "Proposal No. 191, 1980, Substitute" be substituted for the introduced version. The substitute replaced the introduced version on the following roll call vote; viz:

15 AYES: Dr. Borst, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Holmes, Mr. Jones, Mr. McGrath, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tintera

11 NOES: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Page, Mrs. Parker, Mr. Strader, Mr. Vollmer

3 NOT VOTING: Mrs. Coughenour, Mr. Miller, Mr. West

Proposal No. 191, 1980, As Amended, was then adopted on the following roll call vote; viz:

14 AYES: Dr. Borst, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Holmes, Mr. Jones, Mr. McGrath, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart

12 NOES: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Page, Mrs. Parker, Mr. Strader, Mr. Tintera, Mr. Vollmer

3 NOT VOTING: Mrs. Coughenour, Mr. Miller, Mr. West

Proposal No. 191, 1980, As Amended, was retitled COUNCIL RESOLUTION NO. 28, 1980, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 28, 1980

A COUNCIL RESOLUTION in opposition to the southwesterly extension of I-69 (I-165).

WHEREAS, even the most scientific and recent traffic projections about the I-165 area at best questionable in light of the instability injected into such projections by the uncertainty of the impact of:

- 1) rising fuel cost and the general availability of fuel
- 2) general energy conservation consciousness
- 3) the encouragement of and the designs for the use of mass transportation
- 4) changing attitudes and circumstances concerning the use of the automobile
- 5) general changes in commuter travel patterns and habits; and

WHEREAS, any of the routes thus far proposed have the quality of either being unusually and disproportionately costly or displacing large numbers of low income families, thus causing major physical, economic, and social disruption of a substantial segment of Indianapolis' minority community; and,

WHEREAS, local and federal relocation procedures, practices, and resources are not adequate enough at this time to insure that displaced families will be able to find and comfortably finance suitable and comparable housing; and,

WHEREAS, the residents of the area in near unanimous voice have expressed en masse and individually their great displeasure with proposed I-165; and

WHEREAS, significant numbers of community organizations, service associations, city, state, and federal legislators have expressed grave concern and reservation about the continuation of the project; now, therefore:

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

SECTION 1. The project known as the southwesterly extension of I-69 (I-165) as presently conceived by the consultants to the State Highway Department is unacceptable to the Council. The Council is resolved, however, to consider alternatives to facilitate the movement of vehicular traffic from the Northeast quadrant of greater Indianapolis to the diverse business areas of the City.

PROPOSAL NO. 238, 1980. Councillor Jones reported for the Administration Committee in Mr. Miller's absence. This proposal appropriates monies for the Finance Division, Department of Administration. Councillor Jones requested that this proposal be tabled in Council until the Administration Committee can hear further testimony. Consent was given.

PROPOSAL NO. 239, 1980. Acting Chairman, Mr. Jones reported for the Administration Committee that this proposal appropriates an additional \$200,000 for contractual services for the Legal Division. The committee heard testimony from Mr. John Ryan and Mr. Keith Kehlbeck who asked for the additional monies in anticipation of additional case load. The Council recessed to a Committee of the Whole for a public hearing at 9:15 p.m. and reconvened at 9:16 p.m. Proposal No. 239, 1980, was adopted on the following roll call vote; viz:

24 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Durnil, Mr. Hawkins, Mr. Holmes, Mr. Jones, Mr. McGrath, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer
 2 NOES: Mr. Howard, Mrs. Journey
 3 NOT VOTING: Mrs. Coughenour, Mr. Miller, Mr. West

Proposal No. 239, 1980, was retitled FISCAL ORDINANCE NO. 47, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 47, 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 thousand dollars (\$200,000) in the Consolidated County Fund for purposes of the Department of Administration, City Legal Division and reducing the unappropriated and unencumbered balance in the Consolidated County 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 funds for additional unforeseen contractual legal expenses connected with litigation involving various agencies and departments of the Consolidated City.

SECTION 2. The sum of Two hundred thousand dollars (\$200,000) 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	CONSOLIDATED COUNTY FUND
CITY LEGAL DIVISION	

10. Personal Services	<u>\$200,000</u>
TOTAL INCREASES	\$200,000

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

DEPARTMENT OF ADMINISTRATION	CONSOLIDATED COUNTY FUND
CITY LEGAL DIVISION	

Unappropriated and Unencumbered Consolidated County Fund	<u>\$200,000</u>
TOTAL REDUCTIONS	\$200,000

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

PROPOSAL NO. 245, 1980. Councillor Nickell reported for the Public Safety and Criminal Justice Committee in Mr. West's absence. This proposal appropriates an additional \$17,000 for exercise equipment for the county jail. This equipment will be used primarily by the pre-trial detainees and has been mandated by the

federal court. The funding is in part from LEAA grants and a local and state match. The Council recessed to a Committee of the Whole for a public hearing at 9:20 p.m. and reconvened at 9:21 p.m. After discussion, Proposal No. 245, 1980 failed for lack of statutory majority on the following roll call vote; viz:

12 AYES: Mr. Boyd, Mr. Campbell, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Rader, Mr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer

14 NOES: Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Holmes, Mr. Jones, Mr. McGrath, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rhodes, Mr. Schneider, Mrs. Stewart

3 NOT VOTING: Mrs. Coughenour, Mr. Miller, Mr. West

PROPOSAL NO. 246, 1980. Councillor McGrath reported for the Transportation Committee that this proposal appropriates an additional \$200,000 for the Department of Transportation for implementation of the federally mandated and financed "ride sharing program". Mr. McGrath explained that the Progress Committee will set up a computer match program to encourage carpools for the three year program which will also include a public relations program. The Council recessed to a Committee of the Whole for public hearing at 9:22 p.m. and reconvened at 9:23 p.m. Councillor McGrath moved for adoption, seconded by Councillor Brinkman. Proposal No. 246, 1980, was adopted on the following roll call vote; viz:

23 AYES: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mr. McGrath, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer

2 NOES: Mrs. Journey, Mr. Schneider

4 NOT VOTING: Mrs. Coughenour, Mr. Miller, Mrs. Nickell, Mr. West

Proposal No. 246, 1980, was retitled FISCAL ORDINANCE NO. 48, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 48, 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 thousand in the Transportation General Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation 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 to fund the Indianapolis Ridesharing Project. Federal Funding will provide \$200,000.

SECTION 2. The sum of Two hundred thousand dollars (\$200,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the un-appropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF TRANSPORTATION	TRANSPORTATION GENERAL FUND
21. Contractual Services	<u>\$200,000</u>
TOTAL INCREASES	\$200,000

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

DEPARTMENT OF TRANSPORTATION	TRANSPORTATION GENERAL FUND
Unappropriated and Unencumbered	
Transportation General Fund	<u>\$200,000</u>
TOTAL REDUCTIONS	\$200,000

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

SPECIAL ORDERS – UNFINISHED BUSINESS

PROPOSAL NO. 52, 1980. Councillor Jones, Acting Chairman of the Public Safety and Criminal Justice Committee requested that this proposal remain tabled until the next meeting of the council. Consent was given.

PROPOSAL NO. 230, 1980. Councillor Durnil reported for the Metropolitan Development Committee that this proposal appropriates monies in the Redevelopment General Fund for the Metropolitan Development Department, Economic and Housing Division. These monies will provide redevelopment in the downtown area of the Capital Tavern, Indiana Theater and the Wasson Project. After brief discussion, Councillor Durnil moved for adoption, seconded by Councillor Parker. Proposal No. 230, 1980, was adopted on the following roll call vote; viz:

21 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer

1 NO: Mr. Schneider

7 NOT VOTING: Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Hawkins, Mr. Miller, Mr. Rader, Mr. West

Proposal No. 230, 1980, was retitled FISCAL ORDINANCE NO. 49, 1980, and read as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 49, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional six Million seven hundred fifty-five thousand eighty-five dollars (\$6,755,085) in the Redevelopment General Fund for purposes of the Department of Metropolitan Development, Economic and Housing Development and reducing the unappropriated and unencumbered balance in the Redevelopment 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 the West Washington Street Project to be reimbursed by the Community Services Program Fund.

SECTION 2. The sum of Six million seven hundred fifty-five thousand and eighty-five dollars (\$6,755,085) 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 METROPOLITAN
DEVELOPMENT, ECONOMIC AND
HOUSING DEVELOPMENT

REDEVELOPMENT GENERAL FUND

10. Personal Services	\$75,000
21. Contractual Services	18,750
22. Supplies	750
24. Current Charges	54,660
25. Current Obligations	5,043,925
50. Properties	<u>1,562,000</u>
TOTAL INCREASES	\$6,755,085

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

DEPARTMENT OF METROPOLITAN
DEVELOPMENT

REDEVELOPMENT GENERAL FUND

ECONOMIC AND HOUSING DEVELOPMENT

Unappropriated and Unencumbered Redevelopment General Fund	<u>\$6,755,085</u>
TOTAL REDUCTIONS	\$6,755,085

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

PROPOSAL NO. 231, 1980. Councillor Durnil reported that this proposal appropriates \$6,755,085 in the Community Services Program Fund for the purposes of the Metropolitan Development Department, Community Development Administration. It received a "do pass" recommendation from the committee and is a companion ordinance to Proposal No. 321, 1980. Councillor Durnil moved for adoption, seconded by Councillor Rhodes. Proposal No. 231, 1980 was adopted on the following roll call vote; viz:

19 AYES: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rhodes, Mr. SerVaas, Mr. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer

1 NO: Mr. Schneider

8 NOT VOTING: Dr. Borst, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Hawkins, Mr. Miller, Mr. Rader, Mr. West

Proposal No. 231, 1980, was retitled FISCAL ORDINANCE NO. 50, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 50, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional Six Million Seven Hundred fifty-five thousand eighty-five dollars (\$6,755,085) in the Community Services Fund for purposes of the Department of Metropolitan Development, Community Development Administration and reducing the unappropriated and unencumbered balance in the Community Services Fund.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
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 the reimbursement to the Redevelopment General Fund for the West Washington Street Project.

SECTION 2. The sum of Six Million seven hundred fifty-five thousand eighty-five dollars (\$6,755,085) 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 METROPOLITAN DEVELOPMENT	COMMUNITY SERVICES
COMMUNITY DEVELOPMENT ADMINISTRATION	PROGRAM FUND
21. Contractual Services	<u>\$6,755,085</u>
TOTAL INCREASES	\$6,755,085

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

DEPARTMENT OF METROPOLITAN DEVELOPMENT	COMMUNITY SERVICES
COMMUNITY DEVELOPMENT ADMIN.	PROGRAM FUND
Unappropriated and Unencumbered Community Services Program Fund	<u>\$6,755,085</u>
TOTAL REDUCTIONS	\$6,755,085

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. 206, 1980. Councillor McGrath reported for the Transportation Committee that this proposal establishes intersection controls for certain intersections in Pike Township; it received a unanimous “do pass” recommendation from the committee. Mr. McGrath moved for adoption, seconded by Councillor Cottingham. Proposal No. 206, 1980, was adopted on the following roll call vote; viz:

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

NO NOES

6 NOT VOTING: *Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Howard, Mr. Miller, Mr. West*

Proposal No. 206, 1980, was retitled GENERAL ORDINANCE NO. 30, 1980, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 1980
A GENERAL ORDINANCE establishing intersection controls in certain intersections.
[Amends Code Section 29-92]

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

PART I

The Code of Indianapolis and of Marion County, 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:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
1, Pg.1	Conarroe Rd. & W. 79th St.	W. 79th St.	Stop

PART II

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

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
1, Pg. 1	Conarroe Rd., Normandy Bld.& W. 79th St.	W. 79th St.	Stop
1, Pg. 1	Noel Rd. & Normandy Blvd.	Noel Rd.	Stop
1, Pg. 1	Chablis Circle, Chablis Ct.& Alamenden Dr.	Chablis Circle & Chablis Ct.	Yield

PART III

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 IV

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

PROPOSAL NO. 221, 1980. Mr. Durnil reported for the Metropolitan Development Committee that this proposal calls for a State Legislative Interim Study on Central Indiana Rapid Transit system. The proposal received a recommendation to strike because the committee members felt this study would not benefit the citizens of Marion County. Councillor Durnil moved to strike Proposal No. 221, 1980, seconded by Councillor Parker. Proposal No. 221, 1980, was then stricken by unanimous voice vote.

PROPOSAL NO. 235, 1980. Councillor Nickell, in Mrs. Coughenour's absence, reported for the Public Works Committee that this proposal appoints Andrew G. Sims to the Air Pollution Control Board. Mrs. Nickell and Mr. Richard Rippel outlined Mr. Sims' qualifications, stating that he has extensive experience, as he is presently the manager of the Solid Waste Division. During discussion, Mr. Durnil voiced concern that many of the appointments being made to the Air Pollution Control Board were employed by the city's Solid Waste Department. Mrs. Nickell explained that the qualifications required for the positions on the board are very restricting, and in the future every effort would be made to select persons with these qualifications who do not work for the Department of Public Works. Proposal No. 235, 1980, was adopted on the following roll call vote; viz:

19 AYES: *Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mr. McGrath, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer*

7 NOES: *Mr. Boyd, Mr. Durnil, Mr. Hawkins, Mrs. Journey, Mr. Page, Mrs. Parker, Mr. Strader*

3 NOT VOTING: *Mrs. Coughenour, Mr. Miller, Mr. West*

Proposal No. 235, 1980, was retitled COUNCIL RESOLUTION NO. 29, 1980, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 1980

A COUNCIL RESOLUTION appointing a member to the Air Pollution Control Board.

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

SECTION 1. As a member of the Air Pollution Control Board, the Council appoints:

ANDREW G. SIMS

SECTION 2. The foregoing appointee shall serve at the pleasure of the Council for a term ending December 31, 1983 and until his successor is appointed and qualified.

PROPOSAL NO. 240, 1980. Councillor Jones reported in Mr. Miller's absence, for the Administration Committee that this proposal authorizes tax anticipation borrowing for the Consolidated City funds for the second half of 1980; it received a unanimous "do pass" recommendation. After brief discussion, Proposal No. 240, 1980, was adopted on the following roll call vote; viz:

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

NO NOES

4 NOT VOTING: *Mrs. Coughenour, Mr. Miller, Mr. West, Mr. Gilmer*

Proposal No. 240, 1980, was retitled FISCAL ORDINANCE NO. 46, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 46, 1980

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis to make temporary loans for the use of the Park District Fund and Consolidated County Fund during the period July 26, 1980 to December 31, 1980, in anticipation of current taxes levied in the year 1979 and collectible in the year 1980, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; ratifying, approving, and confirming the proceedings had and action taken by the Police Special Service District Council, the Fire Special Service District Council, and the Sanitation Solid Special Service District Waste District Council in authorizing the making the temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated Fire Force Account, the Firemen's Pension Fund, and the Sanitary Solid Waste General Fund; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds that there will be insufficient funds in the Park District Fund to meet the current expenses of the Department of Parks and Recreation payable from said Fund prior to the December, 1980, distribution of taxes levied for said Fund; and

WHEREAS, the December, 1980 distribution of taxes to be collected for said Park District Fund will amount to more than two million three hundred thousand dollars (\$2,300,000) and the interest cost of making a temporary loan for said Park District Fund; and

WHEREAS, the Controller has represented and the City-County Council now finds that there will be insufficient funds in the Consolidated County Fund to meet the current expenses of the Consolidated County Fund, payable from said Fund prior to December, 1980 distribution of taxes levied for said Fund; and

WHEREAS, the December, 1980 distribution of taxes to be collected for said Consolidated County Fund will amount to more than one million five hundred thousand dollars (\$1,500,000) and the interest cost of making a temporary loan for said Consolidated County Fund; and

WHEREAS, the Special Service District Council of the Police Special Service District has authorized the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Consolidated City Police Force Account in the amount of six million six hundred thousand dollars (\$6,600,000) payable from the December, 1980 distribution of taxes levied for said account and the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Police Pension Fund in the amount of one million one hundred thousand dollars (\$1,100,000) payable from the December, 1980 distribution of taxes levied for said Fund; and

WHEREAS, the Special Service District Council of the Fire Special Service District has authorized the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Fire Force Account in the amount of five million six hundred thousand dollars (\$5,600,000) payable from the December, 1980 distribution of taxes levied for said account and the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Firemen's Pension Fund in the amount of one million one hundred thousand dollars (\$1,100,000) payable from the December, 1980 distribution of taxes levied for said Fund; and

WHEREAS, the Special Service District Council of the Solid Waste Special Service District has authorized the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Sanitary Solid Waste General Fund in the amount of one million eight hundred thousand dollars (\$1,800,000) payable from the December, 1980 distribution of taxes levied for said Fund; and

WHEREAS, a necessity exists for the making of temporary loans for said Funds and Accounts in anticipation of current revenues for said Funds and Accounts actually levied and in course of collection for the year 1980; now, therefore:

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

SECTION 1. The City of Indianapolis is authorized to borrow on a temporary loan for the use and benefit of the Park District Fund of said City in the amount of two million three hundred thousand dollars (\$2,300,000) in anticipation of current tax revenues

actually levied and in course of collection for said Fund for the year 1980, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed the maximum rate provided by law, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form set forth in Section 4. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 29, 1980. Said warrants, including interest shall be payable from the Park District Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Park District Fund from the December, 1980 distribution of taxes for said Park District Fund viz; two million three hundred thousand dollars (\$2,300,000) to the Park District Fund, the 1980 Budget Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and said Park District Fund, 1980 Budget Fund No. 092, Character 25 Interest (Temporary Loans) and the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 2. The City of Indianapolis is authorized to borrow on a temporary loan for the use and benefit of the Consolidated County Fund of said City in the amount of one million five hundred thousand dollars (\$1,500,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1980, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed the maximum rate provided by law, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form set forth in Section 4. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 29, 1980. Said warrants, including interest shall be payable from the Consolidated County Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Consolidated County Fund from the December, 1980 distribution of taxes for said Consolidated County Fund, viz; one million five hundred thousand dollars (\$1,500,000) to the Consolidated County Fund, 1980 Budget Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and the Consolidated County Fund 1980 Budget Fund No. 027, Character 25 Interest (Temporary Loans) and the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 3. Said tax anticipation time warrants shall be executed in the name of the City of Indianapolis by the Mayor of said City, countersigned by the Controller of said City, the corporate seal of said City to be affixed thereto and attested by the Clerk of the Council. Said warrants shall be payable at the office of the Marion County Treasurer, ex officio Treasurer of the City of Indianapolis.

SECTION 4. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof:
No. _____ Principal and Interest \$ _____

**CITY OF INDIANAPOLIS
INDIANA TAX ANTICIPATION TIME WARRANT**

On the _____ day of _____, 19 ____, the City of Indianapolis, in Marion County, Indiana, promises to pay to the bearer, at the office of the Marion County Treasurer, ex officio Treasurer of the City of Indianapolis, the sum of _____ including interest on the principal amount of this warrant from the date hereof to maturity, payable out of and from taxes levied in the year of 19____, and payable in the year 19____, which said taxes are now in course of collection for the of the City of Indianapolis, with which to pay general, current, operating expenses of the

This Tax Anticipation Time Warrant is one of a series of warrants aggregating a sum of _____ exclusive of interest added thereto to the maturity, evidencing a temporary loan in anticipation of taxes levied and in course of collection for the _____ of said City.

Said temporary loan was authorized by ordinance duly adopted by the _____ at meetings thereof duly and legally convened and held on the _____ day of _____, 19 ____, for the purpose of providing funds for the _____ of said City of Indianapolis, in compliance with the Indiana Code of 1971, Title I and particularly Article I, Chapter 4 thereof.

The consideration of said warrant is a loan made to the City of Indianapolis in anticipation of taxes levied for the _____ of said City for the year 19 ____, payable in the 19 ____, and said taxes so levied are hereby specifically appropriated and pledged to the payment of said Tax Anticipation Time Warrant.

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 its 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 _____, 1980.

CITY OF INDIANAPOLIS

By: _____

Mayor, City of Indianapolis

WILLIAM H. HUDNUT, III

COUNTERSIGNED:

By: _____

Controller, City of Indianapolis

FRED L. ARMSTRONG

(SEAL)
ATTEST:

By: _____

Clerk, City of Indianapolis

BEVERLY S. RIPPY

SECTION 5. The Controller is hereby authorized and directed to have said tax anticipation time warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute said tax anticipation time warrants in the manner substantially the form hereinbefore provided, the Controller shall sell said warrants at public sale. Prior to the sale of said warrants, the Controller shall cause to be published a notice of sale once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, as provided by law. All bids 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. Said warrants, or portion thereof bid for, shall be awarded to the bidder or bidders therefor submitting the lowest interest rate or rates. In the event two bidders submit the same interest rate for all or a portion of the warrants, such warrants shall be awarded to the bidder submitting the greatest premium. Any premium bid shall be used solely for the repayment of the principal of and interest on the warrants. No bid for less than par shall be considered, and the Controller shall have the right to reject any and all bids. The proper officers of the City are authorized to deliver the time warrants to the purchaser or purchasers of the agreed purchase price. The warrants may all be delivered at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to said delivery by and between the Controller and the purchaser of the warrants.

SECTION 6. The proceedings had and action taken by the Board of Public Works of the City of Indianapolis in authorizing the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Sanitary Solid Waste General Fund for one million eight hundred thousand dollars (\$1,800,000) payable from the December, 1980 distribution of taxes levied for said funds, are hereby ratified, approved, and confirmed and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

SECTION 7. The proceedings had and action taken by the Special Service District Council of the Police Special Service District in authorizing the making of temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Consolidated City Police Force Account in the amount of six million six hundred thousand dollars (\$6,600,000) payable from the December, 1980 distribution of taxes levied for said Account and the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Police Pension Fund in the amount of one million one hundred thousand dollars (\$1,100,000) payable from the December, 1980 distribution of taxes levied for said Fund, are hereby ratified, approved, and confirmed, and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

SECTION 8. The proceedings had and action taken by the Special Service District Council of the Fire Special Service District in authorizing the making of temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Consolidated City Fire Force Account, in the amount of five million six hundred thousand dollars (\$5,600,000) payable from the December, 1980 distribution of taxes levied for said Account and the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Firemen's Pension Fund in the amount of one million one hundred thousand dollars (\$1,100,000) payable from the December, 1980 distribution of taxes levied for said Fund are hereby ratified, approved, and confirmed and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

SECTION 9. The proceedings had and action taken by the Special Service District Council of the Solid Waste Special Service District in authorizing the making of temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Sanitary Solid Waste General Fund, in the amount of one million eight hundred thousand dollars (\$1,800,000) payable from the December, 1980 distribution of taxes levied for said Fund, are hereby ratified, approved, and confirmed and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

SECTION 10. This ordinance shall be in full force and effect from and after its adoption and compliance with all laws pertaining thereto.

PROPOSAL NO. 241, 1980. Councillor Tintera reported for the Economic Development Committee that this proposal authorizes proceedings with respect to an economic development financing of the United Standard Assurance Company Project in the amount of \$1,000,000. The financing will include the construction of a 25,000 square foot building located at 96th Street and Ditch Road, Indianapolis, on approximately three acres of land. The present location is 38th Street and Meridian Street. The committee recommended that the council "do pass" this proposal unanimously. Proposal No. 241, 1980, was then adopted on the following roll call vote; viz:

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

NO NOES

4 NOT VOTING: Mrs. Coughenour, Mr. Gilmer, Mr. Miller, Mr. West

Proposal No. 241, 1980, was retitled SPECIAL RESOLUTION NO. 39, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 39, 1980

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, construction and equipping of said facilities, and said facilities to be either sold or leased to a company or the funds from said financing to be loaned to a Company and said facilities to be directly owned by the Company; and

WHEREAS, United Standard Assurance Company (the "Company") 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 Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be an approximately 25,000 square foot building for use as the home office of the Company, and the machinery and equipment to be installed therein to be located at 96th Street and Ditch Road, Indianapolis, Indiana, on an approximate 3 acre tract of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 5 new jobs at the end of one year and 15 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, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City of Indianapolis 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 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 ("Issuer") to be privately placed with a knowledge lender in an approximate amount of \$1,000,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Company or the loaning of the proceeds of such financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company 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 any 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 Company; (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 Company of moneys expended by the Company 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 Company or loan the proceeds of such financing to the Company for the same purposes or sell the same to the Company.

PROPOSAL NO. 242, 1980. This proposal authorizing economic development financing proceedings for the NAMIC Project in the amount of \$913,000 received a unanimous "do pass" recommendation from the Economic Development Committee. The project includes the construction of a new 12,000 square foot office building, housing the company to be located at College Park. After discussion, Councillor Tintera moved for adoption, seconded by Councillor Brinkman. Proposal No. 242, 1980, was then adopted on the following roll call vote; viz:

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

5 NOT VOTING: Mr. Clark, Mrs. Coughenour, Mr. Gilmer, Mr. Miller, Mr. West

Proposal No. 242, 1980, was retitled SPECIAL RESOLUTION NO. 40, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 40, 1980

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, construction and equipping of said facilities, and said facilities to be either sold or leased to a company or the funds from said financing to be loaned to a Company and said facilities to be directly owned by the Company; and

WHEREAS, National Association of Mutual Insurance Companies and/or NAMIC Service Corporation and/or NAMIC Insurance Agency, Inc. (the "Company") 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 Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be an approximate 12,000 square foot building to be used for the offices of the Company, and the machinery and equipment to be installed therein to be located in College Park, Indianapolis, Indiana, on an approximate 1.67 acre tract of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 5 new jobs at the end of one year and 10 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, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City of Indianapolis 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 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 ("Issuer") to be privately placed with members of the Company in an approximate amount of \$913,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Company or the loaning of the proceeds of such financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company 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 Company; (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 Company of moneys expended by the Company 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 Company or loan the proceeds of such financing to the Company for the same purposes or sell the same to the Company.

PROPOSAL NO. 243, 1980. Councillor Tintera explained that this proposal authorizes the Calderon Bros. Project for economic development bond financing in the amount of \$250,000; it received a "do pass" recommendation from the Economic Development Committee by unanimous vote. The new facility to be constructed will house and provide for maintenance of the vehicles and equipment of Calderon Bros. Vending Machine, Inc., expanding the services performed at the existing plant. Councillor Tintera moved for adoption of Proposal No. 243, 1980, seconded by Councillor Parker. Proposal No. 243, 1980, was then adopted on the following roll call vote; viz:

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

NO NOES

3 NOT VOTING: Mrs. Coughenour, Mr. Miller, Mr. West

Proposal No. 243, 1980, was retitled SPECIAL RESOLUTION NO. 41, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 41, 1980

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, construction and equipping of said facilities, and said facilities to be either sold or leased to a company or the funds from said financing to be loaned to a Company and said facilities to be directly owned by the Company; and

WHEREAS, Calderon Bros. Vending Machine, Inc. or a partnership to be formed by the shareholders of Calderon Bros. Vending Machines, Inc. (the "Company") 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 Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be an approximately 15,000 square foot motor building to house and provide a facility for maintenance of the vehicles and equipment of Calderon Bros. Vending Machine, Inc. also providing some storage and service in order to allow for expansion of the service performed at the existing plant, and the machinery and equipment to be installed therein to be located at 2646 Brill Road, Indianapolis, Indiana, on an approximate 2 acre tract of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 14 new jobs at the end of one year and 25 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, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City of Indianapolis 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 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 ("Issuer") to be privately placed with a knowledge lender in an approximate amount of \$250,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Company or the loaning of the proceeds of such financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company 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 Company; (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 Company of moneys expended by the Company 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 Company or loan the proceeds of such financing to the Company for the same purposes or sell the same to the Company.

PROPOSAL NO. 254, 1980. Councillor Rhodes reported for Mr. West and the Public Safety and Criminal Justice Committee that this proposal transfers \$135,677 in the County General Fund for purposes of the Marion County Sheriff for unforeseen expenditures, primarily gasoline. It received a unanimous "do pass" recommendation from the Public Safety and Criminal Justice Committee. After discussion, Mr. Rhodes moved for adoption, seconded by Councillor Borst. Proposal No. 254, 1980, was then adopted on the following roll call vote; viz:

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

NO NOES

4 NOT VOTING: Mrs. Coughenour, Mr. Miller, Mr. Tintera, Mr. West

Proposal No. 254, 1980, was retitled FISCAL ORDINANCE NO. 51, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) transferring and appropriating One hundred thirty-five thousand six hundred seventy-five dollars (\$135,675) in the County General Fund for purposes of the Marion County Sheriff Division, 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 2.04 of the City-County Annual Budget for 1980, be, and is hereby amended by the increases and reductions hereinafter stated for the purpose of providing revenue to continue to purchase gasoline for vehicles by reducing other requirements of a lessor priority.

SECTION 2. The sum of one hundred thirty-five thousand six hundred seventy-five dollars (\$135,675) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY SHERIFF	COUNTY GENERAL FUND
22. Supplies	\$135,675
TOTAL INCREASES	<u>\$135,675</u>

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

MARION COUNTY SHERIFF	COUNTY GENERAL FUND
21. Contractual Services	\$52,575
23. Materials	20,000
24. Current Charges	53,200
50. Properties	<u>9,900</u>
TOTAL REDUCTIONS	<u>\$135,675</u>

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

PROPOSAL NO. 256, 1980. Councillor Rhodes reported for the Cable Committee that this proposal adds a new subsection to the Code, Chapter 8½-51 to permit the occupancy of the streets and public ways of the City of Indianapolis by operators of the cable television systems, enabling them to cross unfranchised areas without interfering with other operators. It received a unanimous "do pass" recommendation. Councillor Rhodes moved for adoption, seconded by Councillor Borst. Proposal No. 256, 1980, was adopted on the following roll call vote; viz:

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

NO NOES

5 NOT VOTING: Mrs. Coughenour, Mrs. Journey, Mr. Miller, Mr. Tintera, Mr. West

Proposal No. 256, 1980, was retitled GENERAL ORDINANCE NO. 31, 1980, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 1980

A GENERAL ORDINANCE amending Chapter 8½ of the Code of Indianapolis and Marion County, be adding a new subsection to Sec. 8½-51 permitting the occupancy of the streets and public ways of the City by operators of cable television systems.

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 is hereby amended by adding a new subsection (f) to Sec. 8½-51 to read as follows:

(f) An operator having cable television franchise rights for a portion of the City shall have the right to use the public ways throughout the City as necessary or advisable for the efficient construction, operation, and maintenance of the operator's system, provided that cable television services may be provided only to subscribers located within the area of the operator's franchise, and use of the public ways outside the area of the operator's franchise shall not unreasonably interfere with the construction, operation and maintenance of a cable television system by an operator who has, or thereafter obtains, a franchise to serve subscribers in such outside area. The Board shall have power to promulgate rules and regulations with respect to jointly used public ways as considered necessary or desirable.

SECTION 2. This ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PROPOSAL NO. 276, 1980. Councillor Nickell moved, seconded by Councillor Tintera, that this proposal be advanced on the agenda, and heard at this time. Consent was given. This proposal authorizes changes in the personnel compensation schedule for the Prosecutor's office. The Public Safety and Criminal Justice Committee heard the proposal and recommended that it be sent to the full council with a "do pass" recommendation. Councillor Nickell moved, seconded by Mr. Jones, for adoption. Proposal No. 276, 1980, was adopted on the following roll call vote; viz:

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

NO NOES

5 NOT VOTING: Mrs. Coughenour, Mr. Hawkins, Mr. Howard, Mr. Miller, Mr. West

Proposal No. 276, 1980, was retitled FISCAL ORDINANCE NO. 52, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Prosecutor's office.
BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 2.03 (b) (9) of the City-County Fiscal Ordinance No. 106, 1979, be amended by deleting the crosshatched portions and adding the new amounts herein:

(b) (9) MARION COUNTY PROSECUTOR

PERSONNEL CLASSIFICATION	MAXIMUM NUMBER	MAXIMUM SALARY	MAXIMUM PER CLASSIFICATION
IV-D Temporary			\$26,000
IV-D Vacancy Factor			(\$26,000)

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

PROPOSAL NOS. 266-270, 1980. Proposal No. 267, 1980, was held for public hearing to be held at the next scheduled meeting of the Council, June 16, 1980. No action was taken by the Council on Proposal Nos. 266, 268-270, 1980, and they were retitled REZONING ORDINANCE NOS. 66-69, 1980, respectively, and read as follows:

REZONING ORDINANCE NO. 66, 1980 79-Z-98 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 19
7717 WEST 10TH STREET, INDIANAPOLIS

John and Betty Bunch by Frank J. Otte request rezoning of 1.49 acres, being in A-2 district, to C-3 classification, to provide for the construction of a neighborhood professional building.

REZONING ORDINANCE NO. 67, 1980 80-Z-47 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
8550 EAST 30TH STREET, INDIANAPOLIS

Steven W. Schmidt by Richard C. Kraege requests rezoning of 1.00 acre, being in I-2-S district to I-3-S classification to permit erection of a machine shop and automobile repair business, as per plans filed.

REZONING ORDINANCE NO. 68, 1980 80-Z-53 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 23
1134 SOUTH TEMPERANCE AVENUE, INDIANAPOLIS

Eastside Southern Baptist Church, Inc. by Jerry Smith requests rezoning of 0.48 acre, being in I-S-U district, to SU-1 classification, to provide for church use.

REZONING ORDINANCE NO. 69, 1980 80-Z-55 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
8801 CRAWFORDSVILLE ROAD, INDIANAPOLIS

Daivd J. Porten by J. Joseph Webb requests rezoning of 0.44 acre, being in D-4 district, to C-3 classification, to provide for commercial use.

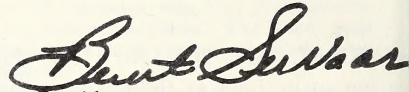
ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:20 p.m.

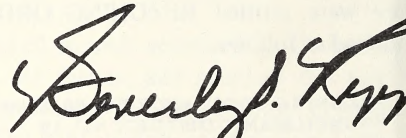
We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the City-County Council of Indianapolis-Marion County held at its Regular Meeting on the 2nd day of June, 1980.

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