

**CITY-COUNTY COUNCIL  
INDIANAPOLIS, MARION COUNTY, INDIANA  
REGULAR MEETING  
Monday, April 27, 1981**

A Regular Meeting of the City-County Council of Indianapolis and Marion County, Indiana, convened in the Council Chambers of the City-County Building, at 7:07 p.m., Monday, April 27, 1981. President SerVaas in the Chair. Mrs. Joyce Brinkman opened the meeting with a prayer, followed by the Pledge of Allegiance.

**ROLL CALL**

President SerVaas instructed the Clerk to take the roll. Twenty-seven members present, he announced a quorum.

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

**ABSENT:** Mr. Hawkins, Mr. Page

**OFFICIAL COMMUNICATIONS**

The Chair called for the reading of 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 27, 1981, 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 April 16, 1981, and April 23, 1981, a

copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 159, 160, 164, 166, 168, and 169, to be held on Monday, April 27, 1981, 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:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on April 16, 1981, and April 23, 1981, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 158, and 161, 1981, to be held on Monday, April 27, 1981 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:

FISCAL ORDINANCE NO. 29, 1981, amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), and appropriating an additional forty-nine thousand three hundred sixty-seven dollars in the Cumulative Bridge Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Cumulative Bridge Fund.

GENERAL ORDINANCE NO. 34, 1981, establishing parking control changes in the 1100 block of South River Avenue.

GENERAL ORDINANCE NO. 35, 1981, designating Gray Street one-way from Washington Street to New York Street.

SPECIAL ORDINANCE NO. 6, 1981, authorizing the City of Indianapolis to issue its "Economic Development Mortgage Revenue Bonds, Series A (Cold Metal Products Company, Inc. Project)" in the aggregate principal amount of three million one hundred fifty thousand dollars and approving and authorizing other actions in respect thereof.

SPECIAL ORDINANCE NO. 7, 1981, authorizing the amendment of a Loan Agreement dated as of May 15, 1980, between the City of Indianapolis, Indiana, and Koenig & Bauer/Egenolf Machine, Inc. and a Mortgage and Indenture of Trust dated as of May 15, 1980, among Koenig & Bauer/Egenolf Machine, Inc., the City of Indianapolis, Indiana, and American Fletcher National Bank and Trust Company, as Trustee.

SPECIAL ORDINANCE NO. 8, 1981, authorizing the amendment of a Loan Agreement dated as of September 1, 1980, between the City of Indianapolis, Indiana, and Retirement Living, Inc., d/b/a Marquette Manor, and a Mortgage and Indenture of Trust dated as of September 1, 1980, among Retirement Living, Inc., d/b/a Marquette Manor, and the Indiana National Bank, as Trustee.

**SPECIAL RESOLUTION NO. 27, 1981, supporting the Mayor.**

**SPECIAL RESOLUTION NO. 28, 1981, declaring the expansion of the Marion County Jail a necessity and authorizing the Mayor of Indianapolis and the Marion County Auditor to implement construction of the expansion through the Indianapolis-Marion County Building Authority.**

**SPECIAL RESOLUTION NO. 29, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.**

**SPECIAL RESOLUTION NO. 30, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.**

**Respectfully submitted,**

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

PROPOSAL NO. 163, 1981. President SerVaas instructed the Council of the procedures to be followed concerning the discussion on Proposal No. 163, 1981, which imposes excise taxes and authorizes the issuance of revenue bonds to fund the multi-purpose expansion of the Indiana Convention Center. At 7:12 p.m. the President convened the Committee of the Whole, at which time he called for the Committee report. Councillor Clark, Chairman of the Municipal Corporations Committee, reported that six of the seven members were present at the meeting. He announced that there were 21 sponsors for this proposal and they are as follows: Councillors Borst, Brinkman, Clark, Cottingham, Coughenour, Gilmer, Holmes, Howard, Jones, McGrath, Miller, Nickell, Page, Parker, Rader, Rhodes, SerVaas, Stewart, Strader, Tintera, and West. Councillor Clark stated that there was an amendment made and approved by the Committee by a 6-0 vote. Councillor Clark indicated that there were 27 speaking in favor of the project and 23 speaking against. He noted that public testimony lasted approximately three hours. In summary, Councillor Clark expressed that this project could create a great economic impact for Indianapolis, create many new jobs throughout the course of construction and afterwards, and allow Indianapolis the opportunity to become the Amateur Sports Capital of the Nation.

Mayor William H. Hudnut, III, said that this project encourages positive action and announced that he would rise in support of this undertaking. He felt it would be good for the City's forward momentum, would enhance amateur sporting events, and Indianapolis could become the Amateur Sporting Capital of the Nation. The Mayor emphasized that this was not a project to build a stadium to obtain an NFL franchise, but rather an opportunity to bring in 1,000 permanent jobs, and to add \$90 million to the economy from the Convention Center business. The Mayor projected that if there were ever an NFL team, it would add \$117 million to our economy plus \$2 million additional sales tax revenues. He explained that this project would decrease dependence upon property taxes. Mayor Hudnut elucidated

that the convention expansion would help keep urban blight from spreading into the City. He noted that there has been testimony from those speaking against the proposal regarding the manner in which this project has been "breezed through". However, he informed Council that this proposal has been discussed by the Chamber of Commerce, Neighborhood Associations, Organized Labor, different Councils, the Indiana General Assembly, and the City-County Council, and added that there has been a great deal of public participation and testimony. The Mayor highlighted the tax that would be created and also noted the sunset provision, which states that the tax will end after the debt is paid. In closing, the Mayor urged support of this worthwhile project.

Mr. Robert Voorhees, President of the ALF-CIO Marion County Central Labor Council, stated that he was representing a 40,000 member delegation and that the Council unanimously supported Proposal No. 163, 1981. Mr. Voorhees said that 500 immediate jobs would be effected for two and one half years. He noted that the building trade is temporary work and noted these workers go from project to project which is their full-time work. He added that the Labor Council would like to have the 500 jobs and break ground immediately. There would be spinoff jobs that will come from the construction of the Convention Center. In closing, Mr. Voorhees said he would like to use this facility, after completion, to have their convention here in Indianapolis. He stated that there will not be an economic impact until this project is approved.

Mr. Norman Bland, Secretary-Treasurer, Building Trades Union, announced his support of Proposal No. 163, 1981, and said the jobs created by this project is the most important aspect. He presented 160 letters from apprentices relating their support for the expansion to the Convention Center. He commended the City of Indianapolis for having the foresight to look down the road and bringing this project to the City of Indianapolis.

Councillor Boyd requested that public testimony be limited to two minutes for each speaker. Council consent was given.

Mr. Bill Carter, Chairman of the Indianapolis Chamber of Commerce, Task Force Study Committee, stated that the feasibility of this project is greater when the stadium and expansion are combined into one project. Mr. Carter said this project would be an excellent opportunity for Marion County. The Indiana State Chamber of Commerce and the Board of Directors unanimously support the report drafted by the Chamber of Commerce. This will be an opportunity to not only create additional jobs, but also to expand the tax base. Mr. Carter, on behalf of the Chamber of Commerce, urged endorsement to the full Council.

Mr. Dennis Sheets, President of the Indianapolis Jaycees, stated that the small tax created is far outweighed by the benefits that will be received by this project. Mr. Sheets urged the City-County Council to pass favorably on Proposal No. 163, 1981.

Mrs. Rosetta Burton, private citizen, reiterated that she had been asked to sign one of a number of circulated petitions against the expansion in which she found error. She is affiliated with an organization that has a membership too large for the current facilities as they exist. She expressed her enthusiasm for the expansion to the facility. Mrs. Burton exclaimed that with each convention lost due to the size, revenues also lost are astronomical. Mrs. Burton encouraged the growth to Indianapolis, noting that without growth a city becomes stagnant. In closing, Mrs. Burton thanked former Mayor Richard Lugar and Mayor Hudnut for having the foresight to proceed with something this beneficial and great for Indianapolis.

Mr. Don Christensen voiced opposition to the expansion project. He pointed out that in Washington they are trying to cut taxes and Indianapolis is trying to raise them. Mr. Christensen presented the Clerk with petitions signed by 16,000 people against the county food and beverage tax.

Mr. Thomas McManus said he knows of no dome stadium making money. As far as the jobs created, he said they were entry level. Mr. McManus noted that the people were not supporting this measure.

Mr. Henry Bayt, former member of the City-County Council, reflected back to 1972 when the Market Square Arena project was approved by the Council. He said that now Market Square Arena is in arrears in their tax reimbursement. He added that Union Station also owes money and now the Council is ready to approve the dome stadium. Mr. Bayt strongly expressed his opposition against this proposal.

Mr. Frank Corsaro expressed his opposition to Proposal No. 163, 1981, by noting that Bush Stadium has less than 1,000 people watching the games and that the City is ready to approve a 60,000 seat stadium when an NFL team is still questionable.

Mr. Knute Dobkins presented the Clerk with 20,000 signatures in opposition to the food and beverage tax for Marion County. Mr. Dobkins pointed out that \$7,000,000 could be generated each year by the cigarette tax, which would be a state-wide tax and not just for Indianapolis.

Mr. Lee Williams, private citizen, felt it was unfair for the citizens of Marion County to have the burden of funding, when not only the citizens of Marion County would be using the facilities.

Mr. David Nagy, Towards Indianapolis Progress Sensibly Chairman, said this issue is lacking in public input. He hoped that each Councillor had been listening to their constituents before making their decision. He said his organization is definitely not against the business generated or the enlargement of the Convention Center, but in the method of funding.

Mr. Jim Lewis charged that there was some information presented by the Convention Center that did not agree to testimony heard earlier in the meeting regarding the number of positions to be generated.

Mr. Jim Woodson expressed his opposition to the tax. He charged that private parties stand to gain on this expansion project.

Mr. Rex Kurr explained that he was glad to hear of the five percent tax on tickets to events at the stadium, but felt it was unfair for one county to have the sole burden of funding. He suggested that perhaps the money generated by this tax could be used to rejuvenate other City and County operations that are lacking due to a shortage of funding.

At 8:03 p.m. Councillor Miller moved to adjourn as the Committee of the Whole, seconded by Councillor Clark. Councillor Miller moved that Proposal No. 163, 1981, be advanced on the agenda. Council consent was given.

Councillor Clark, Chairman of the Municipal Corporations Committee, read the amendment accepted by the Committee and moved that the introduced version of Proposal No. 163, 1981, be deleted to and in lieu thereof Proposal No. 163, 1981, Committee Recommendations. Councillor Tintera seconded the motion and unanimous Council consent was given.

Councillor Schneider stated that this is one of the most unpopular ordinances before the Council, but that it would probably pass. Councillor Schneider pointed out that the Council was lacking in hard financial information. He questioned whether the one percent tax would retire the bond, and if not, how would the bond be retired. Councillor Schneider enumerated taxes previously approved by the Council, questioning the one percent food and beverage tax. Councillor Schneider suggested to the Council that further consideration be given before passage.

Councillor Borst, a member of the Municipal Corporations Committee, noted statistics concerning the booked show days at the Convention Center stating that currently they are 89 percent booked. He emphasized that one-third of the tax will be paid from people visiting Indianapolis. Councillor Borst elucidated that other stadium's problems stem from the method of financing. This investment will attract people and businesses to Indianapolis by expanding the tax base.

Councillor Brinkman commended Mr. Bill Carter for all of the public exposure and for the fine job of the Task Force.

Councillor Boyd requested that the following statement be included in the minutes. Council consent was given. Councillor Boyd's statement is as follows:

Over the last several months the Mayor's office has clearly made its posture known concerning the proposed convention center expansion. Communication with the public has been done through

general news releases to the printed and electronic media  
community meetings  
general interviews and meetings with special concerns groups  
public support of House Bill 1639  
testimony before the Municipal Corporations Committee of the Council  
public endorsement of feasibility reports

I am voting in favor of City-County Ordinance No. 163 based upon the following understandings I have gleaned from these sources concerning the nature of the total project.

1. The primary structure of the Convention Center Expansion Project will be a multi-purpose facility. The main purpose of which will indeed be to provide for convention center expansion in order to make Indianapolis more competitive in the convention business and industry.
2. Correspondingly, even though an NFL franchise is much desired and will continue to be sought, the financial viability of the facility is not based upon this being achieved.
3. The \$30 million which is being contributed by the private sector (regardless of how some might like to define "private") would not be available for other uses determined by this Council if the convention center expansion was rejected.
4. The 1% food and beverage tax which will be used to retire the \$35-40 million revenue bond issue will not continue once the bond debt has been paid.
5. Through direct monitoring of the construction manager by the Mayor's office the Mayor guarantees that the city of Indianapolis will be protected from cost over-runs and that the cost of construction will never become a part of the property tax rates.
6. Bid packaging and/or understandings with the primary contractor will allow maximum opportunity for local contractors, particularly minorities, to make successful bids.

If these are not the positions and intentions of the administration, I would like to be so advised. Otherwise, I and other members of the public will depend on the integrity of the Mayor's office to see that these understandings are kept.

Rozelle Boyd  
Minority Leader,  
Indianapolis City-County Council

Councillor Howard stated that this is an opportunity to work with the Mayor and acquire positions for minority people. He noted that the positives outweigh the negatives concerning the jobs and he announced that he was in full support of Proposal No. 163, 1981, As Amended.

Councillor Vollmer noted that he had polled persons within his district, and out of 584 people polled, 356, or 61%, were in favor of this project; 199, or 34%, were against the project; and 29, or 5%, were neutral on the matter. Councillor Vollmer stated that he felt the form of financing would not be a burden. This project would increase the tourism and bring in new revenues to the City. He explained that he was not voting for the domed stadium, but, rather, a Multi-purpose Expansion to the Convention Center.

Councillor Campbell moved that Proposal No. 163, 1981, As Amended, be Tabled Indefinitely, seconded by Councillor Boyd. The motion to Table was defeated by the following roll call vote; viz:

*4 YEAS: Mr. Boyd, Mr. Campbell, Mrs. Journey, Mr. Schneider*

*20 NAYS: Dr. Borst, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Jones, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

*5 NOT VOTING: Mrs. Brinkman, Mr. Hawkins, Mr. Howard, Mr. McGrath, Mr. Page*

Councillor Tintera testified that the tax is tollerable and this facility has a central location. He stated that Indianapolis is attractive for conventions, **not vacations**. Councillor Tintera stated that he was proud of this project and would cast his vote in favor of the expansion to the Convention Center.

Councillor Strader testified that he has had his "ear to the ground" and has been watching businesses fail in the Indianapolis area. He stated that something must be done to attract business to Indianapolis and draw new industry. The expansion to the Convention Center would be an attractive addition to our City, therefore, he was in favor of the project.

After final discussion on Proposal No. 163, 1981, As Amended, President SerVaas called for the vote. Proposal No. 163, 1981, As Amended, was adopted on the following roll call vote; viz:

*22 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

*5 NAYS: Mr. Campbell, Mr. Dowden, Mr. Durnil, Mrs. Journey, Mr. Schneider*

*2 NOT VOTING: Mr. Hawkins, Mr. Page*



Proposal No. 163, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 36, 1981, and reads as follows:

**CITY—COUNTY GENERAL ORDINANCE NO. 36, 1981**

A GENERAL ORDINANCE imposing excise taxes to be known as the county food and beverage tax and the county admissions tax, and to authorize the issuance of revenue bonds and notes to fund a multi-purpose expansion of the Indiana Convention Center.

WHEREAS, when the Indiana Convention Center opened in 1972, it was one of the largest convention facilities in the United States; however, since that time, it has slipped in the rankings as other states and cities have built new centers or have expanded their existing buildings; and

WHEREAS, the City-County Council finds that for the City of Indianapolis to remain competitive in the convention and trade show industry, the Indiana Convention Center must be expanded; and

WHEREAS, the Capital Improvement Board of Managers has proposed a plan for a multi-purpose expansion of the Indiana Convention Center to provide additional meeting, exhibit and support facility space plus a stadium for amateur and professional sporting events; and

WHEREAS, the City-County Council finds that many economic and intangible benefits will accrue from the proposed facility; and

WHEREAS, the private sector has made a gift of thirty million dollars (\$30,000,000) to aid in the financing of the proposed multi-purpose expansion of the Indiana Convention Center; and

WHEREAS, H.E.A. 1639 of the 1981 Regular Session of the Indiana General Assembly, provide a means of contributing to the financing of the expansion of the Indiana Convention Center by allowing the local imposition of an excise tax, to be known as the county food and beverage tax; and

WHEREAS, H.E.A. 1639 of the 1981 Regular Session of the Indiana General Assembly, provides a means of contributing to the financing of the expansion of the Indiana Convention Center by allowing the local imposition of an excise tax, to be known as the county admissions tax; and

WHEREAS, revenue bonds or notes are required to be issued for the financing of the proposed multi-purpose expansion of the Indiana Convention Center; now, therefore:

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

SECTION 1. The "Code of Indianapolis and Marion County", specifically, Chapter 2, be, and is hereby amended by adding Article XII to read as follows:

**ARTICLE XII — SPECIAL TAXES**

**Sec. 2-501. County Food and Beverage Tax.**

The County food and beverage tax as provided in IC 6-9-12 (as added by H.E.A. 1639 of the 1981 Regular Session of the Indiana General Assembly) is hereby adopted by the City-County Council for and on behalf of Marion County, and said tax is hereby imposed on those transactions described in IC 6-9-12 which transactions occur after June 30, 1981.

**Sec. 2-502. County Admissions Tax.**

The county admissions tax as provided in IC 6-9-13 (as added by H.E.A. 1639 of the 1981 Regular Session of the Indiana General Assembly) is hereby adopted by the City-County Council for an on behalf of Marion County, and said tax is hereby imposed on the privilege of attending any professional sporting event held in a facility financed in whole or in part by bonds or notes issued under IC 18-4-17 and applies as provided in IC 6-9-13 to admission charges collected after June 30, 1981.

**Sec. 2-503. Convention Center Revenue Bonds and Notes Authorized.**

The City-County Council further authorizes the Capital Improvement Board of Managers to issue revenue bonds and notes pursuant to IC 18-4-17 to finance the multi-purpose expansion of the Indiana Convention Center; and the proceeds of such issue of revenue bonds and notes, along with gifts and any other monies available to the Capital Improvement Board, are hereby approved by the City-County Council for expenditure for the proposed multi-purpose expansion of the Indiana Convention Center. For purposes of the foregoing, the establishment of the necessary accounts and funds to implement the expenditure are further authorized and approved.

**Sec. 2-504. Covenant With Bondholders.**

The City-County Council covenants with the purchasers of any bonds or notes issued pursuant to IC 18-4-17 that the taxes imposed by this ordinance (Sec. 2-501 and Sec. 2-502) and pledged to the payment of these bonds or notes shall not be repealed, amended or altered in any manner that would reduce or adversely affect the levy and collection of such taxes, or reduce the rates or amounts of such taxes, so long as the principal of, or interest on, any such bonds or notes is unpaid. For purposes of the foregoing, the principal of, or interest on, bonds or notes shall be considered paid if provision has been made for their payment in such a manner that the bonds or notes are not considered to be outstanding under the provisions of the resolution, ordinance, or trust agreement pursuant to which the bonds or notes are issued.

SECTION 2. Pursuant to H.E.A. 1639 of the 1981 Regular Session of the Indiana General Assembly, the Clerk of the City-County Council shall immediately send a certified copy of this ordinance to the Commissioner of the Department of State Revenue.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

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

**INTRODUCTION OF GUESTS**

Councillor William Dowden introduced Scout Troop 440, which included the following sixteen scouts: John Porter, Scott Smith, Dan Mercer, Ryan Scott, Kevin Lipford, Jim Jay, Mark Jay, Felix Straits, Jeff Bonfoey, Kurt Lomberger, Rich Gilyeat, Lou Brunett, Chad Terry, Evans Ballard, Tim Hurley, and Matt Lawless. Accompanying the scouts were Mr. Tom Terry, Scout Master; Dr. James Jay and Dr. Robert Scott, Adult Leaders. Councillor Miller introduced Mrs. Mary Ellen Joyce, Dr. Andrew Cook, Mr. Robert Contratto, and Ms. Cameron Adair who would be discussion Nuclear Power in Industry at I.U.P.U.I. Med School in Room 100 at 3:00 p.m. on March 28. Councillor Stanley Strader introduced his son, Anthony Strader.

## INTRODUCTION OF PROPOSALS

PROPOSAL NO. 171, 1981. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE excluding artists from having to obtain a peddler's license." Councillor Dowden moved that the Rules be suspended to allow for this proposal to be voted on in this session of the Council. Consent was given and the President stated that this proposal would be voted on under Modification of Special Orders.

PROPOSAL NO. 172, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the proceedings with respect to economic development bonds for C. & G Potts & Company, Inc. in the amount of \$2,000,000." Councillor Tintera moved that the Rules be suspended to allow for this proposal to be voted on in this session of the Council. Consent was given and the President stated that this proposal would be vote on under Modification of Special Orders.

PROPOSAL NO. 173, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$3,250,000 Economic Development Revenue Bonds for the Williams Companies"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 174, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$375,000 in Economic Development Revenue Bonds for CAC Realty"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 175, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$7,600,000 in Economic Development Revenue Bonds for Indianapolis Life Insurance Company"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 176, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$3,000,000 of Industrial Development Revenue Bonds for American Hospital Supply Corporation"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 177, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the issuance of \$2,300,000 of Economic Development Bonds for Unijax, Inc."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 178, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the issuance of \$25,540,000 for Winona Hospital"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 179, 1981. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$3,000,000 of General Obligation Bonds for purposes of Marion County Superior Court-Juvenile Division and the Marion County Home"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 180, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$2,100 for Superior Court, Civil Division - Room 7 for the purchase of an electric typewriter"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 181, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$5,000 in the Crime Control Fund for the Marion County Prosecutor to utilize remaining funds before expiration of grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 182, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing changes in the personnel compensation schedule of the Marion County Prosecutor"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 183, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing changes in the personnel compensation schedule of the Marion County Sheriff"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 184, 1981. Introduced by Councillor Hawkins. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE creating the Marion County Sheriff's Department Reserve Deputies"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 185, 1981. Introduced by Councillor Hawkins. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Code Section 2-193(d) dealing with defense and indemnification of officers, employees, and agents"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 186, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing load limits on portions of Morris Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 187, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing parking restrictions on Scioto Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 188, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at various intersections"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 189, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing passenger and material loading zones on portions of Meridian Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 190, 1981. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$10,000 for the Marion County Home to complete the repairs on the roof"; and the President referred it to the County and Townships Committee.

PROPOSAL NOS. 193-198, 1981. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for REZONING ORDINANCES certified from the Metropolitan Development Commission on April 20, 1981"; and the President referred them to the Committee of the Whole to be heard under Special Orders, Final Adoption.

#### MODIFICATION OF SPECIAL ORDERS

[Clerk's Note: Council consent was given in order that the Council Rules on Preparation, Initiation, and Introduction of Proposals may be suspended and the following ordinances may be introduced, although not timely submitted under the Rules.]

PROPOSAL NO. 191, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$352,130 for the Marion County Prosecutor's Child Support Division to provide additional funds for computerization"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 192, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mr. Fred G. Johnston to the Marion County Ethics Board"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 199, 1981. Introduced by Councillor Miller. The Clerk read the proposal establishing the 1981 annual budget parameters for city and county government; and the President referred it to the Rules and Policy Committee.

PROPOSAL NOS. 200-205, 1981. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for REZONING ORDINANCES certified from the Metropolitan Development Commission on April 27, 1981"; and the President referred them to the Committee of the Whole to be heard under Special Orders, Final Adoption.

PROPOSAL NO. 171, 1981. Introduced by Councillor Dowden, this proposal excluded artists from having to obtain a peddler's license, and was approved by the Administration Committee on April 22, 1981. Councillor Dowden read the portion amending Section 17-762 of the Code of Indianapolis and Marion County, Indiana. Councillor Dowden moved, seconded by Councillor Clark, for adoption. Proposal No. 171, 1981, was adopted on the following roll call vote; viz:

25 YEAS: *Dr. Borst, Mr. Boyd, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

1 NAY: *Mr. Jones*

3 NOT VOTING: *Mrs. Brinkman, Mr. Hawkins, Mr. Page*

Proposal No. 171, 1981, was retitled GENERAL ORDINANCE NO. 37, 1981, and reads as follows:

**CITY—COUNTY GENERAL ORDINANCE NO. 37, 1981**

**A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by amending Sec. 17-762 which deals with peddlers.**

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

**SECTION 1. Section 17-762 of Division 1 of Article XXII of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined as follows:**

**Sec. 17-762. Definitions.**

**As used in this article, the following terms shall have the meanings ascribed to them in this Section:**

\* \* \*

"Peddler" shall mean and include all similar terms as commonly defined and understood, and particularly shall include "hucksters", "hawkers", "itinerant dealers", "local dealers", "producers of food", "solicitors", and "transient merchants"; however, the term shall not include or apply to any of those vocations separately defined and licensed in this Code or to traveling salesmen of manufacturers, jobbers or wholesale dealers who take orders by samples, catalogue or otherwise, for future delivery to resident merchants or dealers of any such articles so purchased by such buyers for resale; nor shall it apply to any artist or craftsman who designs, produces and sells his/her work product in an organized public show for which an artists' association, league or guild has screened and selected that artist or craftsman's work product to be shown; nor shall it apply to any persons selling or delivering newspapers or to any veterans of United States wars so selling any such products, while exempted by state law from regulation by ordinance.

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

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

SECTION 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 18-4-5-2.

PROPOSAL NO. 121, 1981. Councillor Miller moved that this proposal be advanced on the agenda. Consent was given. Councillor Dowden reported that the Administration Committee approved this proposal by a vote of 3-2. Councillor Dowden stated that this proposal would provide the City and County with a Perfect Attendance Leave and changes Section 23-35 of the Code. This proposal is to encourage better attendance. Councillor Miller moved, seconded by Councillor Dowden, for adoption. Proposal No. 121, 1981, was adopted on the following roll call vote; viz:

24 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

1 NAY: Mr. Clark

4 NOT VOTING: Mr. Hawkins, Mr. Page, Mr. Rader, Mr. Rhodes

Proposal No. 121, 1981, was retitled GENERAL ORDINANCE NO. 38, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by adding a new Section 23-35 to provide for Perfect Attendance Leave for city, county and township trustees' employees.

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

SECTION 1. Section 23-35 of Article I of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by adding a new Section 23-35 to read as follows:

Sec. 23-35. Perfect attendance leave.

a. Full-time employees shall receive one perfect attendance day (eight (8) hours for Unigov departments and appropriate county and township assessors' offices or seven and five tenths (7.5) hours for the appropriate county and township assessors' offices) for each four (4) month period in which no sick time or unpaid leave of absence time has been used.

January 1 - April 30

May 1 - August 30

September 1 - December 31

Such leave shall be credited to the employee's account May 1, September 1, and January 1, following the trimester worked.

b. If the perfect attendance leave is not used prior to December 31 of each calendar year, it is automatically converted to sick leave and added to the employees accumulated sick leave bank.

c. Prior approval to take such leave must be obtained from the appropriate supervisor.

d. Part-time employees shall receive perfect attendance leave on a pro-rata basis depending upon the percent of the work week the employee is scheduled to work in each four (4) month period.

e. Temporary/seasonal and part-time/temporary employees shall not receive perfect attendance leave.

f. New hires will receive perfect attendance leave upon completing a full calendar trimester as defined in (1).

g. Perfect attendance leave may only be charged in one full work day increments.

h. Perfect attendance leave cannot be earned while on any leave without pay status or while on sick leave.

SECTION 2. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 3. This ordinance shall be in effect on May 1, 1981, after its passage by the Council and compliance with IC 18-4-5-2, and shall be repealed effective December 31, 1982, unless appropriate action by the Council is taken prior to that time.

PROPOSAL NO. 172, 1981. Introduced by Councillor Tintera, who moved that the Rules be suspended in order to allow Proposal No. 172, 1981 to be advanced on the agenda. This proposal is an inducement resolution for C & G Potts & Company, Inc. in the amount of \$2,000,000. Proposal No. 172, 1981 was heard in the Economic Development Committee where it was approved by a vote of 5-0. Councillor Tintera stated that this proposal would provide for the acquisition of a 3.6 acre site located at 3801-3821 Massachusetts Avenue, construction of a 23,000 square foot foundry, and the purchase of equipment for the manufacture of gray iron castings.



Councillor Tintera noted that this is approximately a \$2,500,000 project and the bond issue is for \$2,000,000. The Committee and Commission approved this inducement resolution by a vote of 5-0. Councillor Tintera moved, seconded by Councillor Brinkman, for adoption. Proposal No. 172, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

3 NOT VOTING: Mr. Hawkins, Mr. Miller, Mr. Page

Proposal No. 172, 1981, was retitled SPECIAL RESOLUTION NO. 31, 1981, and reads as follows:

**CITY—COUNTY SPECIAL RESOLUTION NO. 31, 1981**

**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 I.C. 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 directly owned by a company; and**

**WHEREAS, C & G Potts & Company, 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 facility to be construction of a new 23,000 square foot foundry building for manufacturing iron castings and equipment to be installed therein to be located at 3801-3821 Massachusetts Avenue, Indianapolis, Indiana, on an approximate 3.6 acre tract of land (the "Project"); and**

**WHEREAS, the diversification of industry and increase in job opportunities (approximately 15 additional 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 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.** It further finds, determines, ratifies, and confirms that the issuance and sale of revenue bonds of the City ("Issuer") in an approximate amount of \$2,000,000 under the Act to be privately placed and to be guaranteed by Inter-State Foundry Company, Inc. for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the C & G Potts & Company, Inc. (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; and (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 sell or lease the same to the Company or loan the proceeds of the such financing to the Company for the same purposes or sell the same to the Company.

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

PROPOSAL NO. 61, 1981. Councillor Tintera moved that the Rules be suspended in order to allow Proposal No. 61, 1981 to be advanced on the agenda. This proposal authorizes the issuance of economic development revenue notes for Henry J. Price & Lorraine M. Price in the amount of \$440,000. Councillor Tintera reported that this proposal was heard in the Economic Development Committee and it received a "Do Pass As Amended" recommendation by a vote of 5-0. Councillor Tintera moved to delete the introduced version of Proposal No. 61, 1981, and submit therefore Proposal No. 61, 1981, As Amended. The amendment was adopted by consent of the Council. Councillor Tintera moved, seconded by Councillor Rhodes, for adoption. Proposal No. 61, 1981, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

3 NOT VOTING: *Mr. Hawkins, Mr. Miller, Mr. Page*

Proposal No. 61, 1981, As Amended, was retitled SPECIAL ORDINANCE NO. 9, 1981, and reads as follows:

**CITY—COUNTY SPECIAL ORDINANCE NO. 9, 1981**

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Note, Series 1981 (301 Massachusetts Avenue Project)" in the principal amount of Two Hundred Thousand Dollars (\$200,000) and approving and authorizing other actions in respect thereof.

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 Henry J. Price and Lorraine M. Price, Husband and Wife (hereinafter "Company"), and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on April 15, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities for Henry J. Price and Lorraine M. Price, Husband and Wife, and the leasing of the economic development facilities for office, commercial and retail space 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 the Note Purchase and Loan Agreement, Promissory Note, Economic Development Revenue Note, Security Agreement, Collateral Assignment of Leases and Rents, and Mortgage and Trust Indenture (such documents being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) by Resolution adopted prior in time 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 Note Purchase and Loan Agreement, previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of a revenue note, the loan of the net proceeds thereof to Henry J. Price and Lorraine M. Price, Husband and Wife (hereinafter "Company"), for the purposes of financing the economic development facilities under rehabilitation or to be rehabilitated in Indianapolis, Indiana, and the leasing of the economic development facilities for office, commercial and retail space and the repayment of said loan by Henry J. Price and Lorraine M. Price, Husband and Wife, to be evidenced and secured by a promissory note of Henry J. Price and Lorraine M. Price, Husband and Wife, as well as a Security Agreement, Mortgage and Trust Indenture, and Collateral Assignment of Leases and Rents, 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 Note Purchase and Loan Agreement, Promissory Note, Economic Development Revenue Note, Security Agreement, Collateral Assignment of Leases and Rents, and Mortgage and Trust Indenture approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter 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 inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

**SECTION 3.** The City of Indianapolis shall issue its Economic Development Revenue Note, Series 1981 (301 Massachusetts Avenue Project) in the principal amount of Two Hundred Thousand Dollars (\$200,000) for the purpose of procuring funds to loan to Henry J. Price and Lorraine M. Price, Husband and Wife, in order to finance the economic development facilities, as more particularly set out in the Mortgage and Trust Indenture, and Note Purchase and Loan Agreement incorporated herein by reference which Note will be payable as to principal and interest solely from payments made by Henry J. Price and Lorraine M. Price, Husband and Wife, on their promissory note in the principal amount of Two Hundred Thousand Dollars (\$200,000) which will be executed and delivered by the Company to evidence and secure said loan, from other sources under the Note Purchase and Loan Agreement, and as otherwise provided in the above described Mortgage and Trust Indenture, Security Agreement and Collateral Assignment of Leases and Rents. The Note shall never constitute a general obligation of, indebtedness of, or charge against the general credit of the City of Indianapolis. It is recognized that the principal amount of the revenue note herein authorized may not be sufficient to complete the economic development facilities and that the documents relating to the note issue permit the issuance of additional notes from time to time to complete the economic development facilities, to add to the economic development facilities, or to refund such Note, if refunding such Note is then permitted by law, at rates more favorable than the rates which are currently available, in that Henry J. Price and Lorraine M. Price, Husband and Wife, are proceeding at this time in contemplation of requesting additional notes or, if more favorable rates become available, refunding notes.

**SECTION 4.** The City Clerk or City Controller are authorized and directed to sell such Note to the purchaser thereof at a stated per annum rate of interest on the Note not to exceed 50% of the Prime Rate charged by Sullivan State Bank to its largest and most creditworthy corporate customers, as adjusted annually on each anniversary of the issue to reflect any changes in such rate, plus 1%, and after a Determination of Taxability, as defined in the Note Purchase and Loan Agreement, at the rate of 100% of the Prime Rate 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 Note authorized herein. The signatures of the Mayor and City Clerk on the Note may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Note to the purchaser thereof, payment for which will be made to the Trustee named in the Trust Indenture.

**SECTION 6.** The provisions of this ordinance and the Trust Indenture securing the Note shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Note, Series 1981 (301 Massachusetts Avenue Project) and after the issuance of said Note 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 Note or the interest thereon remain unpaid.

**SECTION 7.** This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 162, 1981. Councillor Tintera moved that the Rules be suspended in order that Proposal No. 162, 1981, be advanced on the agenda. Consent was given. This proposal authorizes certain actions and proceedings with respect to economic development bonds for Yellow Freight Systems, Inc. in the amount of \$4,500,000. Councillor Tintera moved to delete the introduced version, and submit therefore, Proposal No. 162, 1981, As Amended. The amendment was adopted by consent of the Council. Councillor Tintera explained that this project will expand the existing freight terminal operation conducted by Yellow Freight. The project will create 188 jobs at the end of the first year. Councillor Tintera reiterated that this bond issue amounts to \$4,500,000. Councillor Tintera moved, seconded by

Councillor West, for adoption. Proposal No. 162, 1981, As Amended, was adopted on the following roll call vote; viz:

24 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*  
NO NAYS

5 NOT VOTING: *Mr. Clark, Mr. Hawkins, Mr. Miller, Mr. Page, Mr. Schneider*

Proposal No. 162, 1981, As Amended, was retitled SPECIAL RESOLUTION NO. 32, 1981, and reads as follows:

**CITY—COUNTY SPECIAL RESOLUTION NO. 32, 1981**

**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 I.C. 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 directly owned by a company; and

**WHEREAS**, Yellow Freight System, Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, expand, 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 facility to be an approximately 43,000 square foot expansion of an existing motor freight terminal including inspection facilities, a shop addition, additional dock facilities, as well as redesigned traffic flow, and machinery and equipment to be installed therein to be located at 1818 South High School Road, Indianapolis, Indiana, on an approximately 23.7 acre tract of land (the "Project") to be used in the Company's business of motor freight transportation service as a duly authorized common carrier; and

**WHEREAS**, the diversification of industry and increase in job opportunities (approximately 188 additional jobs at the end of one year and 287 additional 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, expansion, 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 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.** It further finds, determines, ratifies, and confirms that the issuance and sale of revenue bonds of the City ("Issuer") in an approximate amount of \$4,500,000 under the Act for the acquisition, expansion, construction and equipping of the Project and the sale or leasing of the Project to Yellow Freight System, Inc. (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, expansion, 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 purpose or sell the same to the Company.

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

## SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 169, 1981. Councillor McGrath moved that the Rules be suspended in order that Proposal No. 169, 1981 be advanced on the agenda. Consent was given. This proposal appropriates \$197,300 of Federal Aid Urban funds for the Department of Transportation for the Ridesharing Program. Councillor McGrath stated that by 1983, the Ridesharing Program will attempt to remove 8,000 private single-occupant automobiles from Indianapolis streets as mandated by the Environmental Protection Agency. Councillor Durnil noted that there was a bill, which did not pass the Legislature, for liability insurance for ridesharing. Councillor Tintera stated that Indianapolis does have a pollution problem and this project would be the most promising at the least amount of cost. After further discussion, the President called for a Public Hearing, seeing no one present from the general public wishing to testify, he called for the vote on Proposal No. 169, 1981. Proposal No. 169, 1981 failed due to lack of a majority vote on the following roll call vote; viz:

14 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mrs. Coughenour, Mr. Durnil, Mr. Holmes, Mr. McGrath, Mrs. Parker, Mr. Rader, Dr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West*

13 NAYS: *Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mr. Rhodes, Mr. Schneider, Mr. Strader*

[Clerk's Note: Further discussion and action occurred on Proposal No. 169, 1981, under Special Orders - Final Adoption.]

PROPOSAL NO. 158, 1981. This proposal authorizes the County to issue its Tax Anticipation Time Warrants for the County Welfare Fund. Councillor Parker stated that this proposal provides for the County to borrow in anticipation of current taxes levied in the year 1980 and collectible in the second half of 1981. The loan in the amount of \$3,000,000 is the estimate of monies required to pay the current expenses and obligations of the County Welfare Fund pending the receipt of current revenues actually levied and now in process of collection. The President then called for a Public Hearing, seeing no one present from the general public wishing to testify, he called for the vote on Proposal No. 158, 1981. Proposal No. 158, 1981, was adopted on the following roll call vote viz:

23 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West*

NO NAYS

6 NOT VOTING: *Mr. Clark, Mr. Dowden, Mr. Hawkins, Mr. McGrath, Mr. Page, Mr. Strader*

Proposal No. 158, 1981, was retitled FISCAL ORDINANCE NO. 32, 1981, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 32, 1981**

**A FISCAL ORDINANCE authorizing Marion County to borrow on a temporary loan for the use of the County Welfare Fund during the period July 1, 1981, to December 31, 1981, in anticipation of current taxes levied in the year 1980 and collectible in the year 1981, authorizing the issuance of tax anticipation time warrants to evidence such loan; pledging and appropriating the taxes to be received in said fund to the payment of said tax anticipation time warrants including the interest thereon.**

**WHEREAS, the Auditor of Marion County has filed with the Mayor of the Consolidated City an estimate and statement showing the amount of money in the current expenses and to pay the obligations of the County Welfare Fund pending the receipt of current revenues actually levied and now in process of collection, and the Mayor did make and enter of record a finding, and said Auditor and Mayor have requested the City-County Council to authorize temporary borrowing to procure the funds necessary for**

use by the County Welfare Fund and to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of Tax Anticipation Warrants; and

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

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

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

SECTION 2. That the maximum amount of said loan and the Tax Anticipation Warrants issued to evidence the same shall not exceed three million dollars (\$3,000,000). Said Tax Anticipation Warrants shall be dated as of date of delivery thereof to the purchaser and shall bear interest at a rate or rates not exceeding the maximum rate provided by law, and shall mature and be payable on the 31st day of December, 1981, and the amount of three million dollars (\$3,000,000) of the taxes now in process of collection for the County Welfare Fund in the year 1981, together with such amount of said taxes as is necessary to pay the interest on said warrants, is hereby appropriated and pledged for the purposes of paying said tax anticipation warrants together with the interest thereon when due, deductions to be made from semi-annual settlement of said taxes in amounts hereinbefore indicated to the total amount of said warrants coming due on the date of such settlements, with accrued interest thereon.

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

STATE OF INDIANA, COUNTY OF MARION

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

MARION COUNTY WELFARE FUND  
TAX ANTICIPATION WARRANT

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

Both principal and interest of this warrant are payable in lawful money of the United States of America, at the Office of the Treasurer of Marion County, of the City of Indianapolis, Indiana. This warrant is one of an issue aggregating \_\_\_\_\_ dollars and is issued pursuant to and in accordance with City-County Fiscal Ordinance No. \_\_\_\_\_, duly adopted by the City-County Council on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and in strict conformity with an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning County Business", in force April 27, 1899, and the Acts of 1933, Chapter 171 of the Acts of 1969, and Public Law No. 134, 1972.

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



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

SEAL

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COMMISSIONERS OF MARION COUNTY

COUNTERSIGNED:

ATTEST:

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MAYOR, CITY OF INDIANAPOLIS

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AUDITOR OF MARION COUNTY

PROPOSAL NO. 159, 1981. This proposal appropriates \$13,600 for the County Administrative Office to recover costs incurred for social programs. Proposal No. 159, 1981 was discussed and approved by a vote of 5-0 in the County and Townships Committee on April 14, 1981. After brief discussion, the President called for a Public Hearing on Proposal No. 159, 1981, seeing no one present from the general public to testify, he called for the vote. Proposal No. 159, 1981 was adopted on the following roll call vote; viz:

24 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

NO NAYS

5 NOT VOTING: *Mr. Dowden, Mr. Hawkins, Mr. McGrath, Mr. Page, Mrs. Parker*

Proposal No. 159, 1981, was retitled FISCAL ORDINANCE NO. 33, 1981, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 33, 1981**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), and appropriating an additional Thirteen thousand six hundred dollars (\$13,600) in the County General Fund for purposes of the County Administrative office and reducing the unappropriated and unencumbered balance in the County General Fund.

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

**SECTION 1.** To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.04 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of an annual cost allocation study to recover indirect costs incurred for social programs.

**SECTION 2.** The sum of Thirteen thousand six hundred dollars (\$13,600) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

**SECTION 3.** The following additional appropriations are hereby approved:

COUNTY ADMINISTRATIVE OFFICE	COUNTY GENERAL FUND
21. Contractual Services	<b>\$13,600</b>
Total Increases	<b>\$13,600</b>

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

COUNTY ADMINISTRATIVE OFFICE	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	<b>\$13,600</b>
Total Reductions	<b>\$13,600</b>

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

PROPOSAL NO. 161, 1981. Introduced by Councillor Schneider, this proposal authorizes the County to issue its Tax Anticipation Time Warrants for the county General Fund. This loan, in the amount of \$12,000,000, is what is estimated to pay the current expenses and obligations of the County General Fund pending the receipt of current revenues actually levied in 1980 and now in the process of collection. After brief discussion, the President called for a Public Hearing, seeing no one present from the general public, he called for the vote. Proposal No. 159, 1981 was adopted on the following roll call vote; viz:

24 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

NO NAYS·

5 NOT VOTING: *Mr. Clark, Mr. Dowden, Mr. Hawkins, Mr. McGrath, Mr. Page*

Proposal No. 161, 1981, was retitled FISCAL ORDINANCE NO. 34, 1981, and reads as follows:

**CITY—COUNTY FISCAL ORDINANCE NO. 34, 1981**

**A FISCAL ORDINANCE** authorizing Marion County to borrow on a temporary loan for the use of the County General Fund during the period July 1, 1981, to December 31, 1981, in anticipation of current taxes levied in the year 1980 and collectible in the year

1981, authorizing the issuance of tax anticipation time warrants to evidence such loan; pledging and appropriating the taxes to be received in said fund to the payment of said tax anticipation time warrants including the interest thereon.

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

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

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

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

SECTION 2. That the maximum amount of said loan and the Tax Anticipation Warrants issued to evidence the same shall not exceed twelve million dollars (\$12,000,000). Said Tax Anticipation Warrants shall be dated as of date of delivery thereof to the purchaser and shall bear interest at a rate or rates not exceeding the maximum rate provided by law, and shall mature and be payable on the 31st day of December, 1981, and the amount of twelve million dollars (\$12,000,000) of the taxes now in process of collection for the County General Fund in the year 1981, together with such amount of said taxes as is necessary to pay the interest on said warrants, is hereby appropriated and pledged for the purposes of paying said tax anticipation warrants together with the interest thereon when due, deductions to be made from semi-annual settlement of said taxes in amounts hereinbefore indicated to the total amount of said warrants coming due on the date of such settlements, with accrued interest thereon.

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

**STATE OF INDIANA, COUNTY OF MARION**

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

**MARION COUNTY GENERAL FUND  
TAX ANTICIPATION WARRANT**

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

Both principal and interest of this warrant are payable in lawful money of the United States of America, at the Office of the Treasurer of Marion County, of the City of Indianapolis, Indiana. This warrant is one of an issue aggregating \_\_\_\_\_ dollars and is issued pursuant to and in accordance with City-County Fiscal Ordinance No. \_\_\_\_\_, duly adopted by the City-County Council on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and in strict conformity with an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning County Business", in force April 27, 1899, and the Acts of 1933, Chapter 171 of the Acts of 1969, and Public Law No. 134, 1972.

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

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

SEAL

\_\_\_\_\_  
COMMISSIONERS OF MARION COUNTY

COUNTERSIGNED:

ATTEST:

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

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

PROPOSAL NO. 164, 1981. This proposal appropriates \$1,015,094 of Community Development Funds to improve park facilities. Councillor Gilmer reported that the Parks and Recreation discussed this proposal on April 16, 1981, at which time Proposal No. 164, 1981 received a "Do Pass" recommendation by a vote of 6-0. Councillor Gilmer said that money will be spent for the development of Community Development target areas, developing a Lake Sullivan Sports Complex, refurbishing Municipal Gardens Community Center, and developing across for recreation opportunities along White River between 38th and 16th Streets. President SerVaas called for a Public Hearing on Proposal No. 164, 1981, seeing no one present from the general public present wishing to testify, he called for the vote. Proposal No. 164, 1981, was adopted on the following roll call vote; viz:

23 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NAYS

6 NOT VOTING: Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Hawkins, Mr. Page, Mr. Schneider

Proposal No. 164, 1981, was retitled FISCAL ORDINANCE NO. 35, 1981, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 35, 1981**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), and appropriating an additional One Million fifteen thousand and ninety-four dollars (\$1,015,094) 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.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND 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 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of spending Community Development monies to expand and improve park facilities in target areas.

SECTION 2. The sum of One million fifteen thousand and ninety-four dollars (\$1,015,094) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PARKS AND RECREATION DEPARTMENT</u>	<u>PARK GENERAL FUND</u>
10. Personal Services	\$ 29,571
21. Contractual Services	975,336
24. Current Charges	1,290
25. Current Obligations	4,037
50. Properties	4,860
Total Increases	<u>\$1,015,094</u>

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

<u>PARKS AND RECREATION DEPARTMENT</u>	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>\$1,015,094</u>
Total Reductions	<u>\$1,015,094</u>

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

PROPOSAL NO. 166, 1981. This proposal appropriates \$23,357 for the Superior Court, Criminal Division 2 to fund Craine House with LEAA Funds. Councillor West stated that this proposal had been heard in the Public Safety and Criminal Justice Committee on April 21, 1981, when it was postponed in Committee until the next meeting by a vote of 5-0. Councillor West moved that Proposal No. 166, 1981, be Postponed in Council until May 11, 1981. Consent was given to Postpone.

PROPOSAL NO. 168, 1981. This proposal appropriates \$60,000 for the County Prosecutor for additional operating expenses in 1981. Councillor West noted that this proposal had been heard in the Public Safety and Criminal Justice Committee on April 21, 1981 when it was Postponed in Committee by a vote of 5-0. Councillor West moved that Proposal No. 168, 1981, be Postponed in Council until May 11, 1981. Consent was given to Postpone.

#### SPECIAL ORDERS, FINAL ADOPTION

PROPOSAL NO. 134, 1981. Councillor West reported that this proposal authorizes changes in the personnel compensation schedule of the Family Relations Division - Domestic Relations Counseling Bureau. Councillor West stated that the Public Safety and Criminal Justice Committee heard Proposal No. 134, 1981 on April 21, 1981, at which time they it received a "Do Pass As Amended" recommendation by a vote of 5-0. Councillor West explained that there are two counselors and this amendment increases the maximum salary from \$15,000 to \$15,400. Councillor West moved, seconded by Tintera, to delete the introduced version, and submit therefore Proposal No. 134, 1981 As Amended. The amendment was adopted by consent of the Council. Councillor West moved, seconded by Councillor Tintera, for adoption. Proposal No. 134, 1981, As Amended, was adopted on the following roll call vote; viz:

17 YEAS: *Dr. Borst, Mr. Campbell, Mr. Gilmer, Mr. Holmes, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*  
5 NAYS: *Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mr. McGrath*  
7 NOT VOTING: *Mr. Boyd, Mrs. Coughenour, Mr. Dowden, Mr. Hawkins, Mr. Howard, Mr. Page, Mr. Schneider*

Proposal No. 134, 1981, As Amended, was retitled FISCAL ORDINANCE NO. 36, 1981, and reads as follows:

**CITY—COUNTY FISCAL ORDINANCE NO. 36, 1981**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), authorizing changes in the personnel compensation schedule (Section 2.03) of the Family Relations Division - Domestic Relations Counseling Bureau 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) of the City-County Fiscal Ordinance No. 73, 1980, be amended by deleting the crosshatched portions and adding the new amounts herein:

**(b) (3) FAMILY RELATIONS DIVISION**

Personnal Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Director	1	22,500	22,500
Secretary	1½	9,950	13,950
Chief Counselor	1	17,800	17,800
Counselor (Part-time)	<del>1</del> 2	<del>7,800</del>	<del>11,400</del> 15,400
Temporary Help			1,000
Vacancy Factor			500
			-0-

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of the total personal services appropriation of \$70,150.00.

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

PROPOSAL NO. 137, 1981. Councillor McGrath reported that this proposal established intersection control changes at six locations, and that the Transportation Committee recommended "Do Pass" by a vote of 4-1. Councillor Tintera moved to delete the portion of the proposal dealing with the intersection of Grandview and Kessler Avenue. The amendment carried by unanimous voice vote. Proposal No. 137, 1981, As Amended, carried by the following roll call vote; viz:

22 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West

NO NAYS

7 NOT VOTING: Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Hawkins, Mr. Howard, Mr. Page, Mr. Strader

Proposal No. 137, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 39, 1981, and reads as follows:

**CITY—COUNTY GENERAL ORDINANCE NO. 39, 1981**

**A GENERAL ORDINANCE establishing intersection control changes at six (6) locations (Amends Code Sec. 29-92).**

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

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

<b>Base Map</b>	<b>Intersection</b>	<b>Preferential</b>	<b>Type of Control</b>
4 Pg. 1	N. College Ave. & E. 91st St.		Four-Way Stop
4 Pg. 6	Westfield Rd. & E. 91st St.		Four-Way Stop
28 Pg. 2	N. Mitthoefer Rd. & E. 16th St.	N. Mitthoefer Rd.	Stop
46 Pg. 6	Shelby St. & E. Stop Eleven Rd.	Shelby St.	Stop
24 Pg. 3	N. Blackford St. & W. Vermont St.	W. Vermont St.	Stop

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

<b>Base Map</b>	<b>Intersection</b>	<b>Preferential</b>	<b>Type of Control</b>
4 Pg. 1	College Ave. & 91st St.		Signal
4 Pg. 6	Westfield Rd. & 91st St.		Signal
28 Pg. 2	N. Mitthoefer Rd. & E. 16th St.		Signal
46 Pg. 6	Shelby St. & Stop Eleven Rd.		Signal
24 Pg. 3	Blackford St. & Vermont St.	Blackford St.	Stop

**SECTION 3.** This ordinance shall be in full force and effect from and after its compliance with IC 18-4-5-2.

PROPOSAL NO. 127, 1981. Introduced by Councillor Schneider, this proposal authorizes changes in the personnel compensation schedule of the Marion County Home. Councillor Brinkman moved, seconded by Councillor Parker, to send Proposal No. 127, 1981, back to the County and Townships Committee. There was unanimous consent.

PROPOSAL NO. 139, 1981. This proposal establishes an Auditor's fee for tax sale notices to mortgagees. Councillor Schneider reported that the County and Townships Committee amended the proposal to increase the fee from \$5.00 to \$10.00. The Committee approved the amendment by a vote of 5-0. Councillor Schneider moved, seconded by Councillor Howard, to adopt Proposal No. 139, 1981, As Amended. Proposal No. 139, 1981, As Amended, was adopted on the following roll call vote; viz:



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

NO NAYS

4 NOT VOTING: Mr. Boyd, Mr. Dowden, Mr. Hawkins, Mr. Page

Proposal No. 139, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 40, 1981, and reads as follows:

**CITY—COUNTY GENERAL ORDINANCE NO. 40, 1981**

A GENERAL ORDINANCE establishing the Auditor's fee for the sale notices to mortgagees.

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

SECTION 1. Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", be, and the same is hereby amended by adding a new Article 11 to read as follows:

**Article 11 — Auditor Fees.**

**Sec. 2-501. Tax Sale Notices to Mortgagees.**

Pursuant to IC 6-1.1-24-4.2, for the year 1981 and thereafter until changes by amendment to this section, the annual fee to be charged by the County Auditor for notices to mortgagees of real property listed for sale for delinquent taxes is fixed as the sum of ten dollars (\$10.00) for each separate parcel as carried on the tax records.

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

PROPOSAL NO. 157, 1981. Councillor Parker announced that this proposal transfers \$6,000 for Cooperative Extension Service to sponsor 4-H members. This proposal received a "Do Pass" recommendation from the Community Affairs Committee on April 16, 1981 by a vote of 6-0. Councillor Parker moved for its adoption. Proposal No. 157, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: Mr. Hawkins, Mr. Page

Proposal No. 157, 1981, was retitled FISCAL ORDINANCE NO. 37, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 37, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), transferring and appropriating Six thousand dollars (\$6,000) in the County General Fund for purposes of the Marion County Co-operative Extension Service and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.04 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of sponsorship fees for 4-H members and volunteer leaders.

SECTION 2. The sum of Six thousand dollars (\$6,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
21. Contractual Services	\$6,000
Total Increases	\$6,000

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

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
22. Supplies	\$6,000
Total Reductions	\$6,000

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

PROPOSAL NO 165, 1981. Councillor West stated that this proposal transfers \$350 for purposes of the Law Library to receive credit for the purchase of microfiche. This proposal was heard in the Public Safety and Criminal Justice Committee at which time it received a "Do Pass" recommendation. Councillor West explained that this transfer was necessary in order to pay for postage for shipping old volumes to the publishing company. Councillor West moved, seconded by Councillor Howard, for adoption. Proposal No. 165, 1981, was adopted on the following roll call vote; viz:

23 YEAS: Dr. Borst, Mr. Boyd, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NAYS

6 NOT VOTING: Mrs. Brinkman, Mr. Clark, Mr. Durnil, Mr. Hawkins, Mr. Page, Mr. Schneider

Proposal No. 165, 1981, was retitled FISCAL ORDINANCE NO. 38, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), transferring and appropriating Three hundred and fifty dollars (\$350) in the County General Fund for purposes of the Marion County Law Library and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.04 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of shipping books back to publisher to receive credit on purchase of microfiche.

SECTION 2. The sum of Three hundred and fifty dollars (\$350) 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 LAW LIBRARY	COUNTY GENERAL FUND
21. Contractual Services	<u>\$350</u>
Total Increases	\$350

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

MARION COUNTY LAW LIBRARY	COUNTY GENERAL FUND
50. Properties	<u>\$350</u>
Total Reductions	\$350

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

PROPOSAL NO. 167, 1981. This proposal authorizes changes in the personnel compensation schedule of the Circuit Court. Councillor West noted that the Public Safety and Criminal Justice Committee approved this proposal by a unanimous voice vote. Councillor West moved for the adoption of Proposal No. 167, 1981. Proposal No. 167, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

4 NOT VOTING: Mrs. Brinkman, Mr. Hawkins, Mr. Page, Mr. Schneider

Proposal No. 167, 1981, was retitled FISCAL ORDINANCE NO. 39, 1981, and reads as follows:

**CITY—COUNTY FISCAL ORDINANCE NO. 39, 1981**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), authorizing changes in the personnel compensation schedule (Section 2.03) of the Circuit Court.

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

**SECTION 1.** Section 2.03 (b) of the City-County Fiscal Ordinance No. 73, 1980, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

Personnel Classification	(b) (8) CIRCUIT COURT		
	Maximum Number	Maximum Salary	Maximum Per Classification
Judge	1	10,400	10,400
Reporter	2	15,250	30,500
Bailiff	2	12,250	24,500
Jury Commissioner	2	10,000	20,000
Part-time Court Commissioner	3	<del>10,000</del> <u>12,000</u>	30,000
Jury Per Diem			-0-
Temporary Help			-0-
Vacancy Factor			-0-

The official responsible for hiring and fixing compensation for this office shall limit the number of personnel or the salaries or both so that the total compensation paid shall not exceed the amount of the total personal services appropriation of \$115,400.

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

PROPOSAL NO. 169, 1981. Councillor Journey made a motion to reconsider Proposal No. 169, 1981, which appropriates \$187,300 of Federal Aid Urban funds for the Department of Transportation for the Ridesharing Program, and she called for a division of the votes. The motion to reconsider Proposal No. 169, 1981, carried on the following roll call vote; viz:

16 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mrs. Coughenour, Mr. Durnil, Mr. Holmes, Mrs. Journey, Mr. McGrath, Mrs. Nickell, Mrs. Parker, Mr. Rader, Dr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West

11 NAYS: Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Howard, Mr. Jones, Mr. Miller, Mr. Rhodes, Mr. Schneider, Mr. Strader

2 NOT VOTING: Mr. Hawkins, Mr. Page

Councillor Journey then moved for the adoption of Proposal No. 169, 1981. Proposal No. 169, 1981, was adopted on the following roll call vote; viz:

16 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mrs. Coughenour, Mr. Durnil, Mr. Holmes, Mrs. Journey, Mr. McGrath, Mrs. Parker, Mr. Rader, Dr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West

10 NAYS: Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Howard, Mr. Jones, Mr. Miller, Mrs. Nickell, Mr. Rhodes, Mr. Strader

3 NOT VOTING: Mr. Hawkins, Mr. Page, Mr. Schneider

Proposal No. 169, 1981, was retitled FISCAL ORDINANCE NO. 40, 1981, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 40, 1981**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), and appropriating an additional One Hundred Ninety-seven thousand and three hundred dollars (\$197,300) in the Transportation General Fund for purposes of the Transportation Department 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 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 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of spending Federal Aid Urban funds in five categories of the Indianapolis Ridesharing Program.

SECTION 2. The sum of One hundred ninety-seven thousand and three hundred dollars (\$197,300) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>TRANSPORTATION DEPARTMENT</u>	<u>TRANSPORTATION GENERAL FUND</u>
21. Contractual Services	\$177,300
22. Supplies	20,000
Total Increases	<u>\$197,300</u>

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

<u>TRANSPORTATION DEPARTMENT</u>	<u>TRANSPORTATION GENERAL FUND</u>
Unappropriated and Unencumbered Transportation General Fund	<u>\$197,300</u>
Total Reductions	<u>\$197,300</u>

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

PROPOSAL NOS. 193-198, 1981. Rezoning ordinances certified from the Metropolitan Development Commission on April 20, 1981. Council consent was given by unanimous voice vote. Proposal Nos. 193-198, 1981, were then retitled REZONING ORDINANCE NOS. 48-53, 1981, respectively, and read as follows:

**REZONING ORDINANCE NO. 48, 1981 81-Z-25 LAWRENCE TOWNSHIP COUNCILMANIC DISTRICT NO. 3 6301 EAST 96th STREET, INDIANAPOLIS,**  
 Jackson Leasing Company and John N. & Laura P. Rettig, by James L. Tuohy and John W. Van Buskirk, request rezoning of 34.00 acres, being in A-2 district, to DP classification, to provide for development of single- and multi-family residential units within a Planned Unit Development.

**REZONING ORDINANCE NO. 49, 1981 81-Z-32 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4**

**5001 KESSLER BOULEVARD, EAST DRIVE, INDIANAPOLIS**

Windridge Office Building, a partnership, by Wilson S. Stober, requires rezoning of 6.00 acres, being in A-2 district, to C-1 classification, to provide for a restaurant in connection with adjoining professional office development.

**REZONING ORDINANCE NO. 50, 1981 81-Z-33 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4**

**5020 EAST 56TH STREET, INDIANAPOLIS**

Windridge Office Building, a partnership, by Wilson S. Stober, requests rezoning of 1.40 acres, being in A-2 district, to C-3 classification, to provide for a restaurant in connection with the adjoining professional office development.

**REZONING ORDINANCE NO. 51, 1981 81-Z-53 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1**

**5101 WEST 71ST STREET, INDIANAPOLIS**

Leo L. and Gladys H. Masters, by James W. Beatty, request rezoning of 73.85 acres, being in A-2, D-3, D-6 and D-6 II districts, to DP (Planned Unit Development) classification, to provide for subdivision development of both attached and detached dwellings.

**REZONING ORDINANCE NO. 52, 1981 81-Z-55 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18**

**302 NORTH ROENA STREET, INDIANAPOLIS**

Donald Skiles, by Thomas A. Deal, requests rezoning of 0.55 acre, being in A-1 district, to C-ID classification, to provide for commercial-industrial use.

**REZONING ORDINANCE NO. 53, 1981 81-Z-56 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13**

**1760 NORTH MITTHOEFER ROAD, INDIANAPOLIS**

Metropolitan School District of Warren Township, Marion County, Indiana, by Philip A. Nicely, requests rezoning of 2.50 acres, being in SU-2 district, to D-4 classification, to provide for residential development by the vocational education class.

PROPOSAL NOS. 201-205, 1981. Rezoning ordinances certified from the Metropolitan Development Commission on April 27, 1981. Council consent was given by unanimous voice vote. Proposal Nos. 201-205, 1981, were retitled respectively, and read as follows:

**REZONING ORDINANCE NO. 54, 1981 81-Z-36 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20**

**5340 MADISON AVENUE, INDIANAPOLIS**

Robert and Barbara Willison, by G. Thomas Blankenship, request rezoning of 0.75 acre, being in C-1 district, to C-3 classification, to provide for commercial retail sales.

**REZONING ORDINANCE NO. 55, 1981 81-Z-41 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18**

**4008 ROCKVILLE ROAD, INDIANAPOLIS**

S & W Construction Co., Inc., by Illini Swallo Lines, by Stephen D. Mears, requests rezoning of 2.75 acres, being in C-3 district, to C-7 classification, to provide for a bus terminal, with storage, maintenance and service.

**PROPOSAL NO. 56, 1981 81-Z-42 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 22**

**2012 ENGLISH AVENUE, INDIANAPOLIS**

United Oil Service, Inc., by John W. Purcell, requests rezoning of 0.75 acre, being in I-3-U district, to C-3 classification, to provide for gasoline service station, with canopies over pump islands.

**PROPOSAL NO. 57, 1981 81-Z-43 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 21  
401 KENTUCKY AVENUE, INDIANAPOLIS**

Ernest and Fedinand Grube, by John W. Purcell, request rezoning of 1.00 acre, being in I-4-U district, to C-3 classification, to provide for gasoline service station, with canopies over pump islands.

**PROPOSAL NO. 58, 1981 81-Z-44 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18  
5320 WEST VERMONT STREET, INDIANAPOLIS**

Robert A. Borns, by James R. Nickels, requests rezoning of 10.00 acres, being in C-4 and D-6 II districts, to C-4 classification, to provide for commercial development.

**NEW BUSINESS**


**ANNOUNCEMENTS AND ADJOURNMENT**

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:17 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, Indiana, held at its Regular Meeting of the 27th day of April, 1981.

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

ATTEST:

  
President

  
Clerk of the City-County Council

(SEAL)