

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, July 6, 1981**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building at 7:25 p.m., Monday, July 6, 1981. President SerVaas in the Chair. Councillor Michael Vollmer opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

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

[Clerk's Note: Due to technical difficulties concerning the voting machine, all votes were registered by hand.]

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

CORRECTION OF JOURNAL

The Chair called for additions or corrections to the Journals of April 27 and May 11, 1981. Councillor Boyd moved that the journal of April 27, 1981, be amended to include his formal statement made at the meeting concerning the Convention Center Expansion as he had previously requested. Consent was given to this motion. There being no additions to the Journal of May 11, 1981, the minutes were approved as distributed.

OFFICIAL COMMUNICATIONS

President SerVaas 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 OF MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

You are hereby notified that there will be a REGULAR MEETING of the City-County Council held in the City-County Building, in the Council Chambers, on Monday, July 6,

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 OF MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on June 25, 1981, and July 2, 1981, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 270 and 278, 1981, to be held on Monday, July 6, 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. 57, 1981, amending the City-County Annual Budget for 1981 and appropriating an additional seventy-three thousand seven hundred twenty-three dollars in the Park General Fund for purposes of the Eagle Creek Division, Department of Parks and Recreation, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 58, 1981, amending the City-County Annual Budget for 1981 and appropriating an additional fourteen thousand dollars in the Park General Fund for purposes of Parks Maintenance Division, Department of Parks and Recreation, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 59, 1981, amending the City-County Annual Budget for 1981 and appropriating an additional fifteen thousand dollars in the Park General Fund for purposes of Community Recreation Division, Department of Parks and Recreation, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 60, 1981, amending the City-County Annual Budget for 1981 and appropriating an additional twenty-five thousand dollars in the Park General Fund for purposes of Sports and Special Facilities Division, Department of Parks and Recreation, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 61, 1981, amending the City-County Annual Budget for 1981 and appropriating an additional seven hundred fifty thousand dollars in the Park General Fund for purposes of the Administration Division, Department of Parks and Recreation, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 62, 1981, amending the City-County Annual Budget for 1981 and appropriating an additional one hundred thousand dollars in the Park Land Fund for purposes of the Administration Division, Department of Parks and Recreation, and reducing the unappropriated and unencumbered balance in the Park Land Fund.

FISCAL ORDINANCE NO. 64, 1981, amending the City-County Annual Budget for 1981 and appropriating an additional two million five hundred thousand dollars in the Arterial Road and Street Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Arterial Road and Street Fund.

GENERAL ORDINANCE NO. 52, 1981, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, schedule of intersection controls.

GENERAL ORDINANCE NO. 53, 1981, amending the "Code of Indianapolis and Marion County, Indiana," by establishing a 35 mph speed limit on East New York Street from Meridian Street to Arsenal Avenue.

GENERAL ORDINANCE NO. 54, 1981, changing intersection controls in Summerfield South Subdivision and on North Pennsylvania Street.

GENERAL ORDINANCE NO. 55, 1981, amending the "Code of Indianapolis and Marion County, Indiana," by amending Chapter 8 to provide a legal basis for the streamlining of the procedures utilized in obtaining development permits.

SPECIAL ORDINANCE NO. 17, 1981, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds (Purolator, Inc. Project), Series A" in the principal amount of one million seven hundred thousand dollars and approving and authorizing other actions in respect thereof.

SPECIAL ORDINANCE NO. 18, 1981, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1981 (Maul Technology Corporation, Indiana Gearworks Division Project)" in the principal amount of six million dollars and approving and authorizing other actions in respect thereof.

SPECIAL ORDINANCE NO. 19, 1981, authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bond, Series 1981 (Omega Home Office Company Project)" in the principal amount of three hundred thousand dollars and approving and authorizing other actions in respect thereof.

SPECIAL ORDINANCE NO. 20, 1981, authorizing the City of Indianapolis to issue its "Economic Development Revenue Notes, Series 1981 (South Meridian Associates Project)" in the aggregate principal amount of three million dollars and approving and authorizing other actions in respect thereof.

SPECIAL RESOLUTION NO. 36, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 37, 1981, approving and authorizing certain actions with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 38, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 39, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 40, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 41, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 42, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

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

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

PROPOSAL NO. 308, 1981. Councillor Howard read the proposal entitled: "A Special Resolution commending Cheryl Cook". Councillor Howard commended Miss Cook on her outstanding scholastic achievements and athletic honors. Miss Cook was present to accept this resolution, which was adopted by unanimous voice vote. Proposal No. 308, 1981, was retitled SPECIAL RESOLUTION NO. 44, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 44, 1981

A SPECIAL RESOLUTION commending Cheryl Cook.

WHEREAS, Cheryl Cook was named the number one girl's basketball player for the Indiana - Kentucky Games; and,

WHEREAS, Cheryl Cook has been an outstanding student and her athletic ability has brought honor to the City of Indianapolis and the State of Indiana; and,

WHEREAS, Cheryl Cook led all scorers in the first game against the Kentucky Girls on June 20, 1981, in leading Indiana to an outstanding victory.

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

SECTION 1. The City-County Council extends recognition to Cheryl Cook and congratulates her for her scholastic and athletic ability.

SECTION 2. The Mayor is invited to join in this resolution by attaching his signature hereto.

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

PROPOSAL NO. 307, 1981. Councillor Dowden read the proposal for a Special Resolution entitled: "A Special Resolution commending the local law enforcement agencies". Councillor Dowden stated that this resolution was representative of his support as well as the other nineteen co-sponsors for our dedicated law enforcement agencies. Chief McAtee was presented to accept this resolution, which was adopted by voice vote. Proposal No. 307, 1981, was retitled SPECIAL RESOLUTION NO. 43, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 43, 1981

A SPECIAL RESOLUTION commending the local law enforcement agencies.

WHEREAS, the law enforcement agencies in Indianapolis and Marion County were the object of highly publicized charges of improper actions and participation in activities detrimental to the community, and

WHEREAS, the City-County Council concurred in the public investigation of these agencies, and

WHEREAS, exhaustive investigations have been completed and the results have exonerated the agencies, now therefore:

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

SECTION 1. The City-County Council publicly commends local law enforcement agencies in general and the Indianapolis Police Department and the Marion County Sheriff's Department in particular for their high degree of professionalism and their commitment to the service of the citizens of this community.

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

PROPOSAL NO. 309, 1981. Councillor Howard read the proposal entitled: "A Special Resolution naming July 10, 11 and 12, 1981, as Charles Williams and Indiana Black Expo Days". Councillor Howard outlined some of the achievements and contributions made by Mr. Williams through his work with Black Expo. Mr. Williams was present to accept this resolution which was adopted by unanimous voice vote. Proposal No. 309, 1981, was retitled Special Resolution No. 45, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 45, 1981

A SPECIAL RESOLUTION naming July 10, 11 and 12, 1981, as Charles Williams and Indiana Black Expo days.

WHEREAS, Charles Williams is assistant to the Mayor of Indianapolis, the Honorable William H. Hudnut, III; and

WHEREAS, Charles Williams is a newly elected President of Indiana Black Expo; and

WHEREAS, Indiana Black Expo will be held on July 10, 11 and 12, 1981, at the Indianapolis Convention and Visitor's Center; and

WHEREAS, Indiana Black Expo has been made financially sound under the leadership of Charles Williams; now, therefore;

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

SECTION 1. The City-County Council designates July 10, 11 and 12, 1981, as Charles Williams and Indiana Black Expo Days.

SECTION 2. The Mayor of Indianapolis and Marion County, Indiana, is invited to join in this resolution by affixing his signature hereto.

PROPOSAL NO. 310, 1981. Councillor Howard read the proposal entitled: "A Special Resolution recognizing and honoring Glenn's Beauty College". Mr. Glenn Alexander was present to receive this resolution which was adopted by a unanimous voice vote. Proposal No. 310, 1981, was then retitled Special Resolution No. 46, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 46, 1981

A SPECIAL RESOLUTION recognizing Glenn Alexander, Founder of the Glenn's Beauty College.

WHEREAS, Glenn Alexander founded Glenn's Beauty College in 1976; and,

WHEREAS, Glenn Alexander has achieved the recognition of having the first black beauty college to place in the Midwestern Beauty School Competition; and,

WHEREAS, more than 95% of all graduates of Glenn's Beauty College pass the state boards without difficulty; now, therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County, Indiana, hereby commends Mr. Glenn Alexander and Glenn's Beauty College for its outstanding achievements and success.

SECTION 2. The Mayor of the City of Indianapolis and Marion County, Indiana, is invited to join in this resolution by affixing his signature hereto.

PROPOSAL NO. 311, 1981. Councillor Howard read the proposal entitled: "A Special Resolution honoring Reverend N. H. Halloway for his service to Barnes United Methodist Church". Councillor Howard explained that Reverend Halloway was the minister at his church and had also served on the Cooperative Extension Board. Proposal No. 311, 1981, was adopted by a unanimous voice vote and was retitled Special Resolution No. 47, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 47, 1981

A SPECIAL RESOLUTION honoring Reverend N. H. Halloway for his service to Barnes United Methodist Church.

WHEREAS, Reverend N. H. Halloway, pastor of the Barnes United Methodist Church, retired on June 15, 1981; and,

WHEREAS, Reverend N. H. Halloway, served as pastor of Barnes United Methodist Church for 17 years; now, therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County, Indiana, hereby honors Reverend N. H. Halloway for his years of service to Barnes United Methodist Church and to our community.

SECTION 2. The Mayor of Indianapolis and Marion County, Indiana, is invited to join in this resolution by affixing his signature hereto.

PROPOSAL NO. 312, 1981. Councillor Cottingham read the proposal entitled: "A Special Resolution honoring the Ben Davis Giants as the 1981 State Baseball Champions". Councillor Cottingham recognized the members of the Ben Davis Giants along with coaches and parents. Proposal No. 312, 1981, was adopted by a unanimous voice vote and was retitled Special Resolution No. 48, 1981, which reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 48, 1981

A SPECIAL RESOLUTION honoring the Ben Davis Giants as 1981 State Baseball Champions.

WHEREAS, The Ben Davis Giants have amassed 27 victories in their 32 1981 season contests; and,

WHEREAS, at Bush Stadium on June 19, the team captured its first Indiana State High School Baseball Championship; and,

WHEREAS, Senior team member Bucky Autry was named recipient of the L.V. Phillips award for mental attitude; now, therefore:

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

SECTION 1. The Council congratulates Coach Kenneth Cox and the Ben Davis Giants on their 1981 State High School Baseball title.

SECTION 2. The Mayor is invited to join in this expression by affixing his signature hereto.

PROPOSAL NO. 316, 1981. Councillor SerVaas read the proposal entitled: "A Special Resolution honoring the United Brotherhood of Carpenters and Joiners of America". Mr. Ed Brubeck of the local chapter was present to receive this resolution. Proposal No. 316, 1981, was adopted by a unanimous voice vote and was retitled Special Resolution No. 49, 1981, which reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 49, 1981

A SPECIAL RESOLUTION honoring the United Brotherhood of Carpenters and Joiners of America.

WHEREAS, One hundred years has passed since the founding on August 8, 1881, of the United Brotherhood of Carpenters and Joiners of America; and

WHEREAS, In that time, a small band of craftsmen has grown to a group of nearly 800,000 working men and women representing a wide variety of skills and industrial pursuits; and

WHEREAS, The commitment of the Carpenters to improve the working conditions of its members has been coupled with a determination to assist the progress of the communities in which they live and work; and

WHEREAS, Since the days of their first officers, President Gariel Edmonston and Secretary-Treasurer Peter J. McGuire, this union and its members have sought to further the twin ideals of democracy and trade unionism, to the benefit of this community and its citizens; now, therefore:

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

SECTION 1. The City-County Council hereby congratulates the United Brotherhood of Carpenters and Joiners of America, and Local 60 of this City on the Union's centennial anniversary, with sincere thanks for its contributions over the years to the public welfare.

SECTION 2. The Clerk is instructed to forward a copy of this resolution to the officers of Local 60 of the United Brotherhood of Carpenters and Joiners of America.

Councillor Clark asked for consent to move Proposal No. 274, 1981, forward on the agenda at this time. Consent was given.

PROPOSAL NO. 274, 1981. Councillor Durnil read the proposal entitled: "A Council Resolution appointing Joanna Walker to the Metropolitan Board of Zoning Appeals, Division 1". Councillor Durnil reported that the Metropolitan Development Committee had found Mrs. Walker to be very qualified and recommended "Do Pass" by a vote of 4-0. Proposal No. 274, 1981, was adopted by a unanimous voice vote and retitled Council Resolution No. 9, 1981, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 9, 1981

A COUNCIL RESOLUTION confirming the appointment of Joanna Walker to the Metropolitan Board of Zoning Appeals, Division 1.

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

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

JOANNA WALKER

SECTION 2. The foregoing appointment shall be for the remainder of the one (1) year term ending December 31, 1981, at the pleasure of the Council, and until her respective successor is appointed.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 279, 1981. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which changes the insurance review committee and establishes an ex officio subcommittee to review employee benefits"; and the President referred it to the Administration Committee.

PROPOSAL NO. 280, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a General Ordinance repealing all portions of the Code concerning dog licenses"; and the President referred it to the Administration Committee.

PROPOSAL NO. 281, 1981. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code which regulates dealers in secondhand goods"; and the President referred it to the Administration Committee.

PROPOSAL NO. 283, 1981. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance appropriating Eight Thousand Five Hundred dollars (\$8,500) for the Marion County Cooperative Extension for the rental of a duplicating machine and mileage reimbursement"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 284, 1981. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance authorizing changes in the personnel compensation schedule of the Washington Township Trustee"; and the President referred it to the County & Townships Committee.

PROPOSAL NO. 285, 1981. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance authorizing changes in the personnel schedule of the Pike Township Trustee"; and the President referred it to the County & Townships Committee.

PROPOSAL NO. 286, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution authorizing proceedings with respect to economic development bonds for Cabot Corp. or E-A-R Corp. in the amount of \$7,600,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 287, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution authorizing proceedings with respect to economic development bonds for James A. House and Elizabeth L. House in the amount of \$3,000,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 288, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution authorizing proceedings with respect to economic development bonds for Engineering Research, Inc. in the amount of \$3,500,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 290, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution authorizing proceedings with respect to economic development bonds for Claypool Developers, Ltd. in the amount of \$10,000,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 291, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution authorizing proceedings with respect to economic development bonds for Claypool Developers, Ltd. in the amount of \$1,000,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 292, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution authorizing proceedings with respect to economic development bonds for Chesapeake House"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 293, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution authorizing proceedings with respect to economic development bonds for Chesapeake House"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 294, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance amending the previous ordinance authorizing the issuance of \$3,000,000 economic development revenue notes to South Meridian Associates"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 295, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance authorizing the issuance of \$1,000,000 industrial revenue bonds for FMC Corp."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 296, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance amending the previous documents that issued bonds for Daval Carbide Tool & Die Corp."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 297, 1981. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution to the Hospital Authority of Marion County regarding a proposed Hospital Authority Revenue Bond issue"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 298, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance changing the personnel compensation schedule of the Marion County Superior Court, Criminal Division, Room 2"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 299, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance changing the personnel compensation schedule of the Marion County Superior Court, Civil Division, Room 5"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 300, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance appropriating \$37,105 for the Marion County Prosecutor and Auditor to continue the Juvenile Screening and Witness Coordinating Control Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 301, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance appropriating \$39,296 for the Marion County Municipal Court for the Central Case Entry Crime Control Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 302, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for General Ordinance changing parking restrictions on a portion of Steven Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 303, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance changing speed limit controls on a portion of White River Parkway, West Drive"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 304, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance removing parking meter zones on a portion of East Michigan Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 305, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance changing intersection controls in the Mars Hill vicinity"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 306, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance changing parking restrictions on a portion of New Jersey Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 307, 1981. Introduced by Councillor Dowden. This proposal for a Special Resolution was adopted under "Presentation of Petitions, Memorials, Special Resolutions and Council Resolutions".

PROPOSAL NO. 308, 1981. Introduced by Councillor Howard. This proposal for a Special Resolution was adopted under "Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions".

PROPOSAL NO. 309, 1981. Introduced by Councillor Howard. This proposal for a Special Resolution was adopted under "Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions".

PROPOSAL NO. 310, 1981. Introduced by Councillor Howard. This proposal for a Special Resolution was adopted under "Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions".

PROPOSAL NO. 311, 1981. Introduced by Councillor Howard. This proposal for a Special Resolution was adopted under "Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions".

PROPOSAL NO. 312, 1981. Introduced by Councillor Cottingham. This proposal for a Special Resolution was adopted under "Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions".

PROPOSAL NO. 313, 1981. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance setting the salaries of the Elected and appointed officers and employees of the various townships"; and the President referred it to the County & Townships Committee.

PROPOSAL NOS. 314 & 315, 1981. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Development Commission on June 18, 1981"; and the President referred them to the Committee of the Whole to be heard under Special Orders, Final Adoption.

PROPOSAL NO. 316, 1981. Introduced by Councillor SerVaas. This proposal for a Special Resolution was adopted under "Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions".

PROPOSAL NOS. 317-324, 1981. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Development Commission on July 2, 1981"; and the President referred them to the Committee of the Whole to be heard under Special Orders, Final Adoption.

Councillor McGrath asked that Proposal No. 271, 1981, be moved forward on the agenda. Consent was given to this request.

SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 278, 1981. Councillor Schneider reported to the Council that preliminary hearings had been successful and a compromise had been reached. The President called for public comment, there being none, Councillor Schneider moved, seconded by Councillor Howard, to sustain the commission vote. Proposal No. 278, 1981, was adopted by a unanimous voice vote, retitled Rezoning Ordinance No. 84, 1981, and reads as follows:

REZONING ORDINANCE NO. 84, 1981

**LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT NO. 3,
7502 NORTH HAGUE ROAD, INDIANAPOLIS**

**Lawrence North Associates, an Indiana Limited Partnership, by R & P Enterprises, Inc.,
by Thomas Michael Quinn, Jr. and Joseph F. Quill, requests rezoning of 54.00 acres,
being in DP district, to D-6 classification, to provide for residential development.**

PROPOSAL NO. 271, 1981. Councillor Gilmer stated that about 25 residents of the Garfield Park area had appeared before the Parks and Recreation Committee requesting that the closing time of the Garfield Park be moved back from 11:00 p.m. to 10:00 p.m. This proposal comes out of Committee with a "Do Pass As Amended" recommendation, and he moved for its adoption, seconded by Councillor McGrath. Councillor McGrath, sponsor of this proposal, informed the Council that 707 residents of the area had signed a petition to change the closing time. This can be done by an order from the Director of the Department of Parks and Recreation and it was, but the residents also wanted an ordinance passed by the City-County Council which would give the law enforcement agencies more enforcement power. The President called for public comment. Chief McAtee agreed with Councillor McGrath's point and urged the Council to pass Proposal No. 271, 1981, As Amended. There being no further public comment, Councillor Borst moved the question, seconded by Councillor Brinkman. Proposal No. 271, 1981, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Mrs. Coughenour

Proposal No. 271, 1981, As Amended, was then retitled GENERAL ORDINANCE NO. 56, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 56, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by setting new hours for Garfield Park to be open. Amends Code Sec. 22-2 (a).

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

SECTION 1. Chapter 22 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by deleting the crosshatched portions and adding the underlined portions as follows:

Sec. 22-2. Hours when parks are open to the public; unlawful entry.

(a) During the season, when so declared by the board of the department of parks and recreation, Garfield Public Park shall be open to the public from 6:00 a.m. until 10:00 p.m. and all other ~~WW~~ public parks shall be open to the public from 6:00 a.m. until 11:00 p.m.; however, upon written order of the director or on special occasions, the hours may be changed and fixed generally different from such specified hours.

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

PROPOSAL NO. 218, 1981. Councillor Parker explained that this request was for 55 new employees. The Committee, through their deliberations, amended the ordinance to provide for 2 new employees. Councillor Parker moved to delete the introduced version and substitute the proposal entitled "Proposal No. 218, 1981, Committee Recommendations". Consent was given. Councillor Parker then moved to technically amend the Director's salary from \$43,182 to \$43,898, seconded by Councillor Borst. The motion passed by a voice vote. The Council recessed to a Committee of the Whole for public hearing at 8:45 p.m. and reconvened at 8:46 p.m. Councillor Parker moved the passage of Proposal No. 218, 1981, As Amended, seconded by Councillor Borst. Proposal No. 218, 1981, As Amended, was adopted on the following roll call vote; viz:

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

2 NAYS: Mr. Jones, Mr. Rhodes

1 NOT VOTING: Mrs. Coughenour

Proposal No. 218, 1981, As Amended, was then retitled FISCAL ORDINANCE NO. 65, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 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 Eighty-four Thousand Eight Hundred Nine dollars (\$184,809) in the County Welfare Fund for purposes of the Welfare Department and reducing the unappropriated and unencumbered balance in the County Welfare 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 3.03 of the City-County Annual Budget for 1981, be, and is hereby amended by the increase hereinafter stated for the purposes of increasing salaries for 1981.

SECTION 2. The sum of One Hundred Eighty-four Thousand Eight Hundred Nine dollars (\$184,809) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY WELFARE DEPARTMENT</u>	<u>WELFARE FUND</u>
10. Personal Services	\$ 162,541
24. Current Charges	22,268
Total Increase	<u>\$ 184,809</u>

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

<u>COUNTY WELFARE DEPARTMENT</u>	<u>WELFARE FUND</u>
Unappropriated and Unencumbered Welfare Fund	\$ 184,809
Total Reductions	<u>\$ 184,809</u>

SECTION 5. Section (3.02) of City-County Fiscal Ordinance No. 73, 1980, be and the same is hereby amended by deleting the crosshatched portions and adding the underlined, to wit:

MARION COUNTY WELFARE DEPARTMENT

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Director	1	142,000 43,898	112,000 43,898
Senior Admin. Pers.	10	28,676	123,000 243,708
Supervisory & Admin. Pers.	65	26,188	117,000 1,197,234
Senior Caseworkers	16	23,027	302,000 308,823
Caseworkers	1277 273	22,267	14,000 4,110,741
Senior Clerical	9	15,772	114,000 117,107
Clerical	99	14,826	1,000 1,027,144
Custodian	2	11,761	120,000 21,104
Attorney	4	11,000 22,060	117,000 78,759
Per Diem - Board Mem.	5	1225 375	1,000 1,750
Vacancy Factor			(569,216)

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 ~~89,147,700~~ \$7,344,725.

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

PROPOSAL NO. 236, 1981. Councillor Brinkman reported that this proposal was coming from Committee with a "Do Pass as Amended" recommendation. In Section 3 the Committee had technically amended the proposal by changing it from Character 34 to Character 37. Consent was given to this amendment. The Council recessed to a Committee of the Whole for public hearing at 8:47 p.m. and reconvened at 8:48 p.m. Councillor Brinkman moved, seconded by Councillor Hawkins, for adoption. Proposal No. 236, 1981, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

Proposal No. 236, 1981, As Amended, was then retitled FISCAL ORDINANCE NO. 66, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 66, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980) and appropriating Ten Thousand dollars (\$10,000) in the Crime Control Fund for purposes of the Marion County Auditor and reducing the unappropriated and unencumbered balance in the Crime Control Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.05 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of refunding residual money from grants.

SECTION 2. The sum of Ten Thousand dollars (\$10,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY AUDITOR	CRIME CONTROL FUND
37. Other	<u>\$ 10,000</u>
Total Increases	\$ 10,000

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

MARION COUNTY AUDITOR	CRIME CONTROL FUND
Unappropriated and Unencumbered	
Crime Control Fund	<u>\$ 10,000</u>
Total Reductions	\$ 10,000

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

PROPOSAL NO. 270, 1981. This proposal was heard in the Public Safety and Criminal Justice Committee. Councillor West, Chairman, moved to delete the introduced version and substitute the proposal entitled "Proposal No. 270, 1981, Committee Recommendations", seconded by Councillor Tintera. The motion passed by the following roll call vote; viz:

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

2 NAYS: Mr. Holmes, Mr. Rader

2 NOT VOTING: Mr. Gilmer, Mr. McGrath

Councillor West then moved the following:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 270, 1981, Committee Recommendations, by changing the following amounts in Section 5:

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Deputy (3rd Yr.)	207	17,377	3,579,023 3,579,023
Civil Major	<u>12</u> 1	18,283	17,786 17,786
Civil Sergeant	<u>8</u> 9	13,914	115,992 115,992

COUNCILLOR WEST

Councillor West pointed out that Proposal No. 211, 1981, deleted this change after Proposal No. 270, 1981, was introduced. Consent was given to this amendment.

Councillor West explained that due to the cut back in Title XX funds a further amendment is needed. He then moved the following, seconded by Councillor Tintera:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 270, 1981, in the following manner:

SECTION 3. Reduce the Personal Services appropriation by \$18,590 for a new line amount of \$82,543; which will reduce the Total Increase from \$119,205 to \$100,615.

SECTION 4. Change the Unappropriated and Unencumbered County General Fund and Total Reductions to \$100,615.

SECTION 5. Reduce total personal services appropriation by \$18,590, the new amount to be \$10,594,093, and increase the vacancy factor by \$18,590 from (\$153,077) to (\$171,667).

COUNCILLOR STEPHEN R. WEST

This motion passed by the following roll call vote; viz:

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

1 NAY: *Mr. Holmes*

2 NOT VOTING: *Mrs. Coughenour, Mr. Howard*

After further discussion, the Council recessed to a Committee of the Whole for public hearing at 8:54 p.m. and reconvened at 8:58 p.m., after public comment from Mr. Donald Christianson. Councillor West moved, seconded by Councillor Gilmer, for the adoption of Proposal No. 270, 1981, As Amended. This motion passed by the following roll call vote; viz:

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

2 NAYS: *Mr. Cottingham, Mr. Holmes*

Proposal No. 270, 1981, As Amended, was retitled FISCAL ORDINANCE NO. 67, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 67, 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 Thousand Six Hundred Fifteen dollars (\$100,615) in the County General Fund for purposes of the Marion County Sheriff 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 OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.04 of the City-County Annual Budget for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds to continue operation of the Community Corrections program for the remainder of 1981 and to create an Inmate Services Program. About 75% will be reimbursed by CETA and Title XX funds.

SECTION 2. The sum of One Hundred Thousand Six Hundred Fifteen dollars (\$100,615) 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>MARION COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
10. Personal Services	\$ 82,543
21. Contractual Services	749
22. Supplies	4,995
24. Current Charges	7,328
50. Properties	5,000
Total Increase	<u>\$100,615</u>

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

<u>MARION COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	<u>\$100,615</u>
Total Reduction	<u>\$100,615</u>

SECTION 5. Section 2.03 (a) of the City-County Fiscal Ordinance No. 73, 1980, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

	<u>(a)(7) COUNTY SHERIFF</u>		
	Maximum Number	Maximum Salary	Maximum Per Classification
MERIT OFFICERS:			
Sheriff	1	20,750	20,750
Colonel	1	28,236	28,236
Deputy Chief	5	26,653	133,265
Major	4	22,771	91,084
Captain	8	21,045	157,837
Lieutenant	25	19,606	499,953
Sergeant	93	18,599	1,739,299
Corporal	51	17,807	908,157
Deputy (3rd Yr.)	207	17,377	3,579,023 <u>3,579,023</u>
Deputy (2nd Yr.)	8	15,939	127,512
Deputy (1st Yr.)	15	14,859	222,885
Merit Salary Increases			-0-
CIVILIAN EMPLOYEES:			
First Deputy	1	26,228	26,228
Admin. Assistant	1	20,036	20,036
Civil Major	1 <u>1</u>	18,283	18,283 <u>17,786</u>
Civil Captain	1	16,708	23,892
Civil Lieutenant	2	14,951	29,200
Civil Sergeant	9 <u>9</u>	13,914	127,512 <u>115,992</u>
Civil Deputy	34	11,772	389,674
Chaplain	1	15,000	7,500
Social Workers	2	12,856	24,413
Division Secretary	5	9,234	45,095
Clerk Typist	35	11,650	294,668
Mechanics	9	15,896	130,975
Attendant	7	9,420	64,491
Crime Watch Coord.	1	13,739	13,739
CETA Employees	13	10,000	107,787
Overtime & Shift Differential			220,000
C.A.R.E.			14,688
Educational Bonus			81,500
Reserve Salaries			625
Clothing Allowance			33,000
Temporary Help			40,899
Professional Salaries			53,698
Merit Board Per Diem			960
Longevity			230,046

COMMUNITY CORRECTIONS AND INMATE SERVICES

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Corrections Staff	5	16,000	/ 82,502 / 68,093
Career Exploration	<u>10</u>	/ 19,000	/ <u>65,542</u>

INDIANAPOLIS-MARION COUNTY LOCK-UP

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
MERIT OFFICERS:			
Major	1	22,771	22,771
Captain	1	21,045	21,045
Lieutenant	4	19,606	78,424
Sergeant	5	18,599	92,995
Deputy (1st)	1	14,859	294,257
Deputy (2nd)	39	15,939	352,495
CIVILIAN EMPLOYEES:			
Civilian Guards	20	11,461	229,220
OTHER COMPENSATION:			
Longevity			4,448
Clothing Allowance			900
Educational Bonus			31,000
Shift Differential and Overtime			9,677
Merit Salary Increases			-0-
Vacancy Factor			11,549,977 (171,667)

The official responsible for hiring and fixing compensation for this office shall limit the number of personnel or the compensation or both so that the total salaries paid shall not exceed the amount of the total personal services appropriation of ~~\$10,511,450~~ \$10,594,093.

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

SPECIAL ORDERS, FINAL ADOPTION

Councillor Tintera asked for consent to move Proposal No. 269, 1981, forward on the agenda. Consent was given.

PROPOSAL NO. 269, 1981. Councillor Dowden reported that the Administration Committee had given a great deal of consideration to this proposal and had listened to public testimony by private citizens, as well as City officials. Councillor Dowden moved, seconded by Councillor Howard, to delete the introduced version and substitute the proposal entitled "Proposal No. 269, 1981, Committee Recommendations". Consent was given. After further discussion, Councillor Dowden moved, seconded by Councillor Jones, to adopt Proposal No. 269, 1981, As Amended, and it 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. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

3 NAYS: Mr. Durnil, Mr. Schneider, Mrs. Stewart

Proposal No. 269, 1981, As Amended, was then retitled GENERAL ORDINANCE NO. 57, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 57, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by adding a new Article XXIII entitled Outdoor Retail Sales of Beverages, Flowers and Food From Carts, and providing for the licensing of those carts.

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

SECTION 1. Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by adding a new Article XXIII to read as follows:

**ARTICLE XXIII OUTDOOR RETAIL SALES
OF BEVERAGES, FLOWERS AND FOOD FROM CARTS**

DIVISION 1. GENERALLY

Sec. 17-805. Definitions.

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

"Beverage" shall mean any non-alcoholic liquid, hot or cold, intended for use in whole or in part for human consumption.

"Cart" shall mean a wheeled device, not propelled by a motor, no larger than six feet in length, three feet in width and five feet in height (exclusive of canopy), constructed so an operator may not stand on or in the device.

"Flowers" shall mean any fresh cut flower or live plant in a pot not larger than four inches in diameter.

"Food" shall mean any raw, cooked, or processed edible substance intended for use in whole or in part for human consumption.

"Outdoor public festival" shall mean a community gathering held in a public place with the approval of the appropriate governmental unit and includes, but is not limited to the Circlefest, Circle of Sounds of Music, Indianapolis Symphony Music Festival, Midsummer Festival and Strawberry Festival.

Sec. 17-806. Purpose.

The purpose of allowing the operation of carts is to benefit the residents of the City of Indianapolis as a whole by promoting pedestrian traffic in the downtown, making the downtown visually more attractive and making a product conveniently available to members of the public without creating disadvantages for residents of the City by creating a health or safety hazard or unreasonably impeding pedestrian flow.

Sec. 17-807. Cart licensure commission.

(a) There is hereby created a cart licensure commission. The commission shall be composed of six (6) members, who shall serve without remuneration. Three (3) shall be appointed by the mayor and three (3) shall be appointed by the council. No more than two (2) appointments made by an entity shall be of the same political party. The membership shall include at least three individuals who own or operate downtown retail businesses and shall include at least one individual who has in the recent past or does provide policy direction or manage a significant outdoor public festival. In each year two (2) members shall be appointed to the commission at the expiration of the terms of the members thereof whose terms expire in that year, and the members so appointed shall serve for a term of three (3) years. Members shall serve until their successors are appointed. Any vacancies occurring shall be filled in the same manner as provided for in the original appointment.

(b) The cart licensure commission shall establish its own rules of procedures, elect its own officers, and determine the time and place of its meetings. The commission shall keep all its official records in the controller's office and shall hold its meetings in space provided by the controller.

(c) The cart licensure commission shall advise the controller about activities carried out pursuant to this article. Specific areas about which advice may be given include:

- (1) the number of licenses for carts which should be issued;
- (2) detailed standards which should be used to determine what individuals should receive licenses;
- (3) the scope and content of regulations on the operation of carts.

(d) This body shall cease to exist as of January 1, 1983, unless its life is extended by the council.

Sec. 17-808. Area of operation.

Carts licensed pursuant to this article may be operated only in the geographic area bounded as follows: North - 16th Street; East - East Street/ Central Street; South - South Street; West (going from south to north) - West Street, West Washington Street, White River, Fall Creek.

Sec. 17-809. Restrictions on operation.

Each licensee, his agents and employees, shall comply with the following restrictions on cart operation:

- (1) Only beverages, flowers and food may be carried on or sold from a cart.
- (2) No cart may be located in any public park or plaza, without written authorization from the governmental agency with general jurisdiction or control over said park or plaza.
- (3) The licensee, his agents and employees, shall be required to obey the commands of law enforcement officers or firemen with respect to activity carried out on the sidewalks or public area, including the removal of the cart and cessation of such retail sales.
- (4) The cart must be taken from the sidewalk or public area when such retail sales are not being conducted.
- (5) No cart may be permanently or temporarily affixed to any fixed object, including, but not limited to, buildings, trees, signs, telephone poles, street light poles, traffic signal poles or fire hydrants.
- (6) Efforts shall be made by the licensee, to protect the sidewalk or public area against littering. Each cart must have an adequate trash receptacle which is emptied sufficiently often to allow disposal of litter and waste by the public at any time. The trash receptacle on the cart shall not be emptied into trash receptacles owned by the City.
- (7) Such retail sales shall not be accomplished by crying out or hawking.
- (8) Pedestrians shall not be exposed to any undue safety or health hazard nor shall a public nuisance be created.
- (9) A device may not be used which would amplify or direct sound and attention may not be drawn to such retail sales by any aural means or a light-producing device.
- (10) Such retail sales may not be made to any person in or on any motorized vehicle.
- (11) Beverages, dispensed in disposable cans, shall have any separable opening tabs removed at the time the cans are sold, unless otherwise requested by the purchaser.
- (12) The operator of a cart may not dispense beverages or food on the same side of the street within fifty (50) feet of a primary entry way into a ground level retail food establishment unless written approval is first obtained from the operator of such establishment and filed with office of the controller. The operator of a cart may not sell flowers on the same side of the street within fifty (50) feet of a primary entry way into a ground level retail flower establishment unless written approval is first obtained from the operator of such establishment and filed with office of the controller.
- (13) No cart may be located or make such retail sales in that part of a right-of-way utilized for motor vehicle traffic (commonly referred to as a street), a street median strip or an alleyway.

- (14) Carts may be placed and such retail sales may be made only on sidewalks which provide at least fourteen (14) feet of width from the curb line to the property line.
- (15) No cart may be placed nor may such retail sales be made within twenty (20) feet of any posted bus stop, taxi stand, crosswalk, driveway or alleyway, within twenty (20) feet of the point at which the right-of-way lines of two or more streets intersect or within six (6) feet of any building entrance, display window or walk up window.
- (16) Each cart must prominently display the license allowing such retail sales for public inspection at all times.
- (17) Each cart is to be operated by one (1) and only one (1) person and shall not be left unattended.
- (18) No cart may be parked or located nor may beverages, flowers or food be dispensed in a manner which would significantly impede or prevent the use of any sidewalk or public area, or which would endanger the safety or property of the public.
- (19) No cart may be used to advertize the product or service of another.
- (20) No cart shall display advertising decals or decorative embellishments not included in the original design approval.
- (21) Each cart shall be maintained free and clear of dirt and finishes, shall not be chipped, faded or unduly marred.

Sec. 17-810. Restrictions on operation imposed by regulation.

The controller, with the advice and consent of the cart licensure commission may by regulation impose appropriate conditions on the operation of carts by a licensee, his agent or employee in order to further the purposes of this article.

- (1) The controller may by regulation limit the location at which a cart may be operated or times during which a cart may be operated. (For example, the controller may require that the cart confine its operation to a specified area and forbid operation at certain times on specified sidewalks where there is a very high pedestrian traffic.) The location and time limits established by the Controller for one license may be different than those established for other licenses, but insofar as it is practical to do so, the controller shall establish limits for the various licenses that allow approximately the same amount of potential business for each licensee. The controller may at any time make changes in the limits for location and time, but he shall normally change such limits at the end of the license term.
- (2) The controller may by regulation limit the kind of food, flowers and beverages which may be sold. (For example, the controller may require that the cart confine its retail sales to the sale of flowers.) The limits on the kind of retail sales which may be carried out established by the controller for one license may be different than those established for other licenses. The controller may make changes in the limits on the kind of retail sales which may be carried out at the end of the license term.
- (3) The controller may by regulation forbid operation of a cart a specified distance from an outdoor public festival or require that the licensee meet additional requirements imposed on all vendors by the organizers of an outdoor public festival.
- (4) The controller may by regulation require compliance with other reasonable conditions.

Sec. 17-811. Inspection.

Each licensee and employee of a licensee shall comply at all times with all statutes, ordinances and regulations relating to the operation of the carts and shall allow an inspection by persons assigned to such duty by the health and hospital corporation, the division of code enforcement, a department of the state or the controller. If, upon inspection, any beverages, flowers or food shall be found unwholesome, stale, diseased, spoiled or otherwise unfit for its intended purpose, the products shall forthwith be condemned and removed by the licensee from the vehicle or other place where found and destroyed; such products shall be neither sold nor given away.

Sec. 17-812. Identification cards.

Each licensee shall file with the controller the name and address together with two (2) photographs, two (2) inch by two (2) inch, of each employee who will be operating a cart and shall obtain from the controller an identification card for each employee. The identification card shall show the name and address of the employee, his photograph and the name and address of the holder of the cart license. The identification card shall be carried by the employee during all times he operates a cart and shall be exhibited at any time on demand.

Sec. 17-813. Compliance with law.

As to each licensee, his agent or employee, under this article and each person so engaged in or operating any of the kinds of business covered by this article, each person shall comply with and obey all provisions of this Code and zoning ordinances which are at any time applicable thereto, and any other ordinances and all statutes relating to such business and to the conduct thereof.

Sec. 17-814. Penalty for violations.

Any violation of any provision of this article shall be subject to the general penalty for violating this Code as contained in Section 1-8; in addition any license issued pursuant to this article may be suspended or revoked by the controller as provided by Division 2 of this Article.

Secs. 17-815 - 17-819. Reserved.

DIVISION 2. LICENSES

Sec. 17-820. Required.

It shall be unlawful for any person to engage in the business of operating a cart on public areas or sidewalks in this city without first obtaining a license therefore, except as may otherwise be provided in this section.

Sec. 17-821. Separate license for each cart.

A separate license and the payment of a fee therefore shall be required for each cart. One person may hold more than one license.

Sec. 17-822. Peddlers license not necessary.

It is not necessary to be licensed as a peddler pursuant to article XXII of this chapter in order to obtain a license for a cart or to operate a cart, pursuant to this article.

Sec. 17-823. Restrictions on number of cart licenses.

(a) The controller shall determine the total number of carts which may be licensed based upon public convenience and necessity. In deciding the question of public convenience and necessity, each of the following shall be considered:

- (1) The effect on pedestrian flow and safety in public areas and sidewalks;
- (2) The effect on promoting pedestrian traffic and making the downtown visually more attractive;
- (3) The effect upon the business of existing licensees and other retail sales of beverages, flowers and food;
- (4) Whether the public is being adequately served by existing licensees and other retail sale of food, flowers or beverages;
- (5) Such other factors as the controller deems necessary.

(b) The question of public convenience and necessity shall be determined upon the basis of a public hearing, to which all existing licensees, the cart licensure commission and the general public shall be invited.

(c) Once a hearing has been held to determine the total number of carts to be licensed, another hearing shall not be held for one (1) year; however, the controller may, upon his own motion, determine that an emergency exists, requiring a special hearing to determine the maximum number of licenses to be issued.

(d) In no event shall the number of licensed carts exceed twenty-five.

(e) The controller shall report in writing to the city-county council by the fifteenth day of January of each calendar year the number of licensed carts in the city on the last day of December of the preceding calendar year.

Sec. 17-824. Restrictions on licensing which would tend to lessen competition.

(a) No person shall hold the licenses for more than three (3) carts.

(b) No person who is in any way associated with one licensee under this article may be in any way associated with another licensee. For the purposes of this subsection, "associated with" means to have any financial interest in, to have any influence over the

management or operation of, or to be an officer, employee or agent for, a licensee. Violation of the provisions of this subsection shall be grounds for the denial of the application of any applicant and the immediate revocation of the license of any licenses.

Sec. 17-825. Application.

The application for a license required by this division shall be sworn to by or on behalf of the applicant, made to the controller, and shall contain such information as the controller may prescribe, including the following information:

- (1) The name under which the business is to be conducted;
- (2) The name and address of the applicant and, if a firm, the name and address of each partner, or if a corporation, the names and addresses of its resident agents and officers;
- (3) A physical description of the cart for which the license is desired.

Sec. 17-826. Prerequisites to issuance of license.

The city controller may consider the application only if the following requirements are met:

- (1) Applicable permits required by the Health and Hospital Corporation of Marion County and other regulatory agencies have been secured and are in force.
- (2) The color and design of the cart (including signs, trash receptacles and umbrellas) and the uniform of the operator have been approved by the Administrator of the Division of Planning and Zoning for consistency with the objectives of this article.
- (3) If the cart will be operated in the Regional Center, Regional Center approval has been secured from the Department of Metropolitan Development.

Sec. 17-827. Issuance of original license; fee.

(a) The controller may issue a license if the applicant meets all of the requirements of this article and issuance would further the objectives of this article. If applications are received for a number of licenses in excess of the number available for issuance, the decision of the controller about issuance shall be based on a determination of which applications best meet the objectives of this article.

(b) Each original application for a license for a cart shall be accompanied by an application fee of two hundred dollars (\$200.00). In the event the action upon the application is favorable, the application fee shall be retained by the controller as the first annual fee. In the event of an unfavorable action on the application, one hundred dollars (\$100.00) of the application fee shall be refunded with the remainder being retained to defray the administrative expense incurred in investigating and processing the application.

Sec. 17-828. License period.

A license required by this division shall be for a period of one year commencing the first day of January and shall be issued annually, or it may be issued at any later time during the last six (6) months of an annual term upon payment of half the annual fee, if the applicant has not been engaged in the business during any part of the preceding portion of the annual term.

Sec. 17-829. Effect of cessation of business.

No deductions shall be allowed from the fee for a license issued pursuant to this division for any part of the term for which the licensee does not engage in such business.

Sec. 17-830. Transferability.

No license issued pursuant to this division shall be transferable to another person. A license may be used for another cart with the permission of the controller.

Sec. 17-831. Bond.

(a) The licensee shall provide a three thousand dollar (\$3,000.00) bond which is payable to the city and approved by the corporation counsel as to sureties and form. The bond shall be conditioned upon the faithful observance of all the provisions of this article and Code applicable to him and of all ordinances of the city and laws of this state concerning or regulating the merchandising and handling of the products so dealt in by the licensee; and it shall also be conditioned so as to indemnify any person obtaining a judgment against or accepting a settlement from the licensee because of any damage sustained on account of the violation by the licensee of any applicable terms of this article and Code or because of any misrepresentation or deception practiced upon such person by such licensee in operating the business.

(b) If a person holds more than one license, the same bond may be used for each of the licenses.

Sec. 17-832. Insurance.

The licensee shall provide a certificate of public liability insurance to the controller upon a form approved by the corporation counsel, insuring the person, and naming the City of Indianapolis, as co-insured, against the following liabilities and in the following amounts relative to such retail activity:

Personal Injury	\$100,000/\$300,000
Property Damage	\$ 25,000/\$50,000

Sec. 17-833. Agreement to indemnify and hold harmless.

The licensee shall provide a document, approved by the corporation counsel, in which he agrees to indemnify and hold harmless the city for losses or expenses arising out of the operation of carts.

Sec. 17-834. Revocation for non-use.

The controller may, following a hearing, revoke the license for a cart if that cart has not been used for retail sales for the minimum number of days indicated at specified dates:

<u>Minimum days of use</u>	<u>Dates</u>
20	May 1
50	July 1
80	September 1

Sec. 17-835. Revocation of license for violation of requirements.

The controller may, after a hearing, revoke a license for a cart or, if appropriate, revoke all of the licenses for carts held by a single licensee, if it is found:

- (1) the application contained a material misstatement;
- (2) the licensee, his agent or employee, is not currently complying with section 17-831, 17-832 or 17-833;
- (3) the licensee, his agent or employee, has been found to have violated a health code or zoning requirement while operating a cart;
- (4) the licensee, his agent or employee, is in significant violation of any section of this article; or
- (5) the licensee, his agent or employee, has been found to be in violation of section 17-6 of this chapter.

Sec. 17-836. Issuance of renewal license.

Any licensee under this division who is not in violation of any provision and has met all of the requirements of this article shall be entitled to a renewal license for that cart for the following year, upon application and payment of a one hundred dollar (\$100.00) license fee.

Sec. 17-837. Issuance and display of insignia.

At the time the license is issued, the controller shall furnish an insignia for each cart consisting of a durable sign, not less than two (2) inches wide and three (3) inches long, upon which shall be inscribed "Cart License, Indianapolis, Indiana, _____," filling in the number of the license and also the year during which the license shall be in force, which sign shall be securely fastened in plain view on the outside of the cart. This sign may also indicate any limitations imposed by the controller on the operation of this cart.

Sec. 17-838. Appeals to license review board.

A decision of the controller made under section 17-824, 17-827, 17-834, 17-835 or 17-836 is appealable to the License Review Board pursuant to section 17-68 of this chapter. Other decisions made by the controller under this article are not appealable to the License Review Board.

Secs. 17-839 - 17-840. Reserved.

SECTION 2. Notwithstanding what is stated in Section 17-807, the original terms of members of the cart licensure commission shall be such that two terms expire at the end of 1982, two terms expire at the end of 1983 and two terms expire at the end of 1984.

SECTION 3. (a) The expressed or implied repeal or amendment by this ordinance 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 4. 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 5. This ordinance shall be in effect from and after its passage by the council and compliance with IC 18-4-5-2.

PROPOSAL NO. 149, 1981. Councillor Dowden explained that this proposal has been in the Administration Committee since late March, 1981. The Central Garage has worked very hard to establish an accurate inventory and it should not be difficult to submit an inventory report to the Council on the set dates. Councillor Dowden then moved, seconded by Councillor Tintera, to delete the introduced version and substitute the proposal entitled "Proposal No. 149, 1981, Committee Recommendations". Consent was given. After continued discussion, Councillor Dowden moved, seconded by Councillor Tintera, for adoption. Proposal No. 149, 1981, As Amended, was adopted by the following roll call vote; viz:

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

NO NAYS

Proposal No. 149, 1981, As Amended, was then retitled GENERAL ORDINANCE NO. 58, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 58, 1981

A GENERAL ORDINANCE requiring the Department of Administration of the City of Indianapolis and the appropriate County officials to maintain the passenger vehicle fleet size at its current level, and requiring an annual fleet inventory report of all vehicles to the City—County Council.

WHEREAS, there is need for a program requiring City and County officials to maintain their passenger vehicle fleet size at its current level rather than allow unplanned expansion resulting in higher maintenance and insurance costs; and

WHEREAS, there is need for a program requiring City and County officials to maintain their vehicle fleet size at its current level rather than allow unplanned expansion of the vehicle fleet size resulting in greater fuel use at a time when fuel costs are rapidly increasing; and

WHEREAS, an annual fleet inventory report of all City and County vehicles will aid the City—County Council in monitoring the maintenance of the vehicle fleet size at its current level; now, therefore:

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 2, Division 2, be amended by renumbering Sections 2-203, 2-204 and 2-205 as Sections 2-201, 2-202 and 2-203 and adopting new Sections 2-204 and 2-205 as follows:

Sec. 2-204. Requirements to replace city and county vehicles.

The Department of Administration of the City of Indianapolis or any County official may purchase or lease a new or used vehicle to replace a vehicle that is logged on the current inventory as referenced in Section 2-205. Any purchase of vehicles that will not be replacing an existing vehicle must have prior authorization from the City-County Council. This ordinance shall apply to any licensed, street operated vehicle.

Sec. 2-205. Vehicle inventory and report.

The Department of Administration of the City of Indianapolis and all appropriate County officials shall file with the City-County Council an annual fleet inventory report listing each vehicle's make, model, description, purpose, assigned driver (if a take-home vehicle) and odometer reading at the time of report. The report should be made as of June 30th each year and submitted by July 31st each year.

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

PROPOSAL NO. 156, 1981. Councillor Dowden moved, seconded by Councillor Tintera, to delete the introduced version and substitute the proposal entitled "Proposal No. 156, 1981, Committee Recommendations". Consent was given. Proposal No. 156, 1981, was heard by the Administration Committee and passed by a vote of 6-0. Councillor Clark moved, seconded by Councillor Tintera, to technically amend Proposal No. 156, 1981, to add the following:

Sec. 17-125. (a) . . . provided that the term of a licensee using a promoter or business agent shall be for a period of three (3) months from the date of issue,

Consent was given. Councillor Dowden moved, seconded by Councillor Clark, to adopt Proposal No. 156, 1981, As Amended, and it was adopted on the following roll call vote; viz:

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

1 NAY: *Mrs. Brinkman*

1 NOT VOTING: *Mrs. Nickell*

Proposal No. 156, 1981, As Amended, was then retitled GENERAL ORDINANCE NO. 59, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 59, 1981

A GENERAL ORDINANCE amending provisions of the "Code of Indianapolis and Marion County, Indiana", regulating Charity Solicitations.

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

SECTION 1. Article IV of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", entitled "Charitable Solicitations", be, and the same is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 17-122. Consideration of Application.

(d) If the proposed cost of solicitation is greater than thirty-five percent (35%) of the gross amount of expected to be collected, there shall be a presumption that the cost is unreasonable, and the applicant may present evidence to the commission to overcome this presumption. To determine the reasonableness of any cost of solicitation which exceeds thirty-five percent (35%) of the gross amount to be collected, the commission shall consider any evidence presented at the hearing, as well as the following:

- (i) the length of time the charitable organization has been in existence;
- (ii) its purposes and programs;
- (iii) its selection of fund-raising methods;
- (iv) acts of God or other unforeseeable circumstances;
- (v) its estimates of fund-raising costs and monies and property to be raised or received during the immediately succeeding 24-month period, and its reasons therefor, including any program for reducing its annual fund-raising costs; ~~and~~
- (vi) ~~the fair market value of goods and services; and~~ the fair market value of goods and services; and
- (vii) other information brought to the attention of the commission.

Sec. 17-125. License Duration, Transferability and Revocation.

(a) The term of a charity solicitation license issued pursuant to this Article shall be for a period of ~~three (3)~~ twelve (12) months from the date of issue, provided that the agent shall be for a period of three (3) months from the date of issue, and may in the discretion of the Controller be renewed for one like period upon the payment of a renewal fee of twenty-five dollars (\$25.00).

(b) No charity solicitations license shall be transferable.

(c) A charity solicitation license may be suspended or revoked pursuant to the conditions and procedure established by Section 17-49 of this code.

Sec. 17-134. Solicitor; Credentials.

No person shall engage in a direct and in person charitable solicitation under a license granted pursuant to this Article, unless each such person shall have in his possession sufficient identification, credentials, or other materials which identify the solicitor as the licensee, a bond-fide agent of the licensee, or its promoter. Upon request by the licensee, the Controller shall provide proper credentials or an identification card, the form of which shall be approved by the Controller and which shall show clearly the name of the licensee and its agent, the license number, and the expiration date.

~~(a) The Controller shall issue a license to any person who applies therefor and who is qualified to engage in charitable solicitations under the provisions of this article. The license shall be issued for a period of three (3) months from the date of issue, and may be renewed for one like period upon the payment of a renewal fee of twenty-five dollars (\$25.00). No license shall be transferable. A license may be suspended or revoked pursuant to the conditions and procedure established by Section 17-49 of this code.~~

~~(b) No person shall engage in a direct and in person charitable solicitation under a license granted pursuant to this article, unless each such person shall have in his possession sufficient identification, credentials, or other materials which identify the solicitor as the licensee, a bond-fide agent of the licensee, or its promoter. Upon request by the licensee, the Controller shall provide proper credentials or an identification card, the form of which shall be approved by the Controller and which shall show clearly the name of the licensee and its agent, the license number, and the expiration date.~~

Sec. 17-138. Reports.

(a) All licensees under this Article shall submit a written report to the Controller, with a copy to the Charity Solicitation Commission, within thirty (30) days after the ~~expiration of the license~~ termination of the license. The Controller may extend the time period for submitting such report if he decides that a failure to do so would work an unnecessary hardship on the licensee.

Sec. 17-139. Receipts.

(a) Licensees under this Article and their agents shall give a written receipt signed by the solicitor or appropriate officer of the licensee stating the name ~~and the amount~~ of the licensee, the amount received and the date to each donor giving anything having a value of one dollar (\$1.00) or more. The provisions of this section may be waived by the Controller where the licensee received donations by receptacles placed in public places or where the donation is received anonymously.

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

PROPOSAL NO. 235, 1981. Councillor Dowden stated that this proposal was a transfer of funds for the purchase of a Mag Card Composer and that Proposal No. 235, 1981, passed out of the Administration Committee by a vote of 6-0. Councillor Dowden moved for adoption, seconded by Councillor Clark, and Proposal No. 235, 1981, was adopted by the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Dr. Borst

Proposal No. 235, 1981, was then retitled FISCAL ORDINANCE NO. 68, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980) transferring and appropriating Five Thousand Four Hundred dollars (\$5,400) in the Consolidated County General Fund for purposes of the City-County Council and reducing certain other appropriations for that division.

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

SECTION 1. To provide for 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 providing funds to purchase the IBM Mag Card Composer which is currently being leased. The payback period is only seventeen months and the office will save money.

SECTION 2. The sum of Five Thousand Four Hundred dollars (\$5,400) 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:

CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY GENERAL FUND
50. Properties	<u>\$ 5,400</u>
Total Increases	\$ 5,400

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

CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY GENERAL FUND
21. Contractual Services	\$ 2,900
24. Current Charges	<u>2,500</u>
Total Reductions	\$ 5,400

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

PROPOSAL NO. 238, 1981. Councillor Tintera explained that this proposal authorizes proceeding with economic development bond financing for Midwest Management in the amount of \$2,000,000 for the renovation of an existing building. Councillor Tintera then moved for adoption, seconded by Councillor Brinkman. Proposal

No. 238, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Mr. Jones

Proposal No. 238, 1981, was then retitled SPECIAL RESOLUTION NO. 50, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 50, 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, Midwest Management, an Indiana General Partnership to be formed, (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, renovate, 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 the renovation and expansion of an existing office building located at 132-142 North Delaware Street on approximately 0.235 acres of land, Indianapolis, Indiana, and the machinery and equipment to be installed therein which will be leased to the general public for office use. The two existing floors of the building will be renovated and a third floor will be added to the building after which the office space will consist of approximately 29,835 leasable square feet (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 5 additional jobs at the end of one year and 5 additional jobs at the end of three years) to be achieved by the acquisition, construction, renovation and equipping of the Project will be of public benefit to the health, safety and general welfare of the City 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, renovation 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 subject to being designated as an Urban Development Area for the acquisition, construction, renovation, and equipping of the project and the sale or leasing of the Project to Midwest Management, an Indiana General Partnership to be formed (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, renovation 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 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 for the same purpose or sell the same to the Company.

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

PROPOSAL NO. 264, 1981. Councillor Cottingham moved, seconded by Councillor Miller, to delete the introduced version and substitute the proposal entitled "Proposal No. 264, 1981, Committee Recommendations". Consent was given. Councillor Brinkman then moved, seconded by Councillor Tintera, to amend the Committee Recommendations as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 264, 1981, Committee Recommendations, be amended as follows:

In SECTION 3, Paragraph (2) of Sec. 8½-139 be amended to read as follows:

(2) Two members shall be appointed by the City-County Council to serve at its pleasure, one of who shall be selected by the board as its Chairman.

and

delete Paragraph (3) and the last sentence of the section.

Councillor Brinkman

This amendment passed by a voice vote. Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption. Proposal No. 264, 1981, As Amended, was then adopted on the following roll call vote; viz:

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

Proposal No. 264, 1981, As Amended, was then retitled GENERAL ORDINANCE NO. 60, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 60, 1981

A GENERAL ORDINANCE amending Chapter 8½ of the “Code of Indianapolis and Marion County, Indiana”, by establishing a Cable Communications Office in the Department of Administration, creating a Cable Franchise Board, and transferring certain functions of the Board of Public Works to the new Office and Board.

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

SECTION 1. Chapter 8½ of the “Code of Indianapolis and Marion County, Indiana”, specifically, Section 8½-2(b) be, and the same is hereby amended by deleting the words crosshatched and inserting the words underlined to read as follows:

Sec. 8½-2. Definitions.

(b) Board means the Cable Franchise board ~~of the city~~ of the city, created by Sec. 8½-138 of this chapter.

SECTION 2. Chapter 8½ of the “Code of Indianapolis and Marion County, Indiana”, be, and the same is hereby amended by adding a new Article IX to read as follows:

ARTICLE IX - CABLE COMMUNICATIONS OFFICE.

Sec. 8½-126. Office Created.

There is hereby created within the office of the Director of the Department of Administration a new office to be known as the “Cable Communications Office”.

Sec. 8½-127. Administrator.

The administrator of the Cable Communications division shall be appointed by and serve at the pleasure of the Director of the Department of Administration.

Sec. 8½-128. Powers and Functions.

(a) The cable communications office shall be responsible for administrative supervision of franchisee compliance with the provisions of this chapter and of franchisee contractual obligations created by the respective franchise agreements.

(b) The cable communications office shall provide the administration and staff support for the cable franchise board.

(c) The cable communications office shall be responsible for coordinating of all city activities with respect to cable communications.

(d) The cable communications office shall receive and respond to citizens concerns and complaints about cable communications and may refer the same to the Community Affairs Committee or the Cable Franchise Board.

(e) The cable communications office shall advise the government of the City in the formulation and implementation of policy on cable communications and to promote citizen participation in that process by means of public information programs and otherwise; and

(f) The cable communications office may assist in the formulation of policy concerning appropriation of funds for (i) the production of materials for use on access channels, (ii) the construction and maintenance of facilities for such production, and (iii) the education of the public in the use of such facilities; and to make written recommendations to the Council and the Mayor regarding the making of applications for financial assistance and the use of grant funds received pursuant to such application.

Sec. 8½-129. Council Oversight.

(a) Whenever the administrator of the Cable Communications Office or the Cable Franchise Board determines that an issue raised with respect to cable communications is beyond the authority of the Office or Board or raises questions of public policy such issues may be referred to a committee of the Council. With the consent of the President of the Council, such issues will be referred either to the Administration Committee or the Community Affairs Committee as provided in subsection (b) and (c).

(b) The following issues will be referred to the Administration Committee:

(1) Matters affecting the budget, personnel and administrative operation of the Office or the Board;

(2) Revisions of standards and guidelines for CATV franchises and recommended amendments to existing regulations;

(3) Specific applications for the granting or renewal of a franchise;

(4) Applications for approval of subscriber rates and charges or for approval of changes in such rates and charges.

(c) The following issues will be referred to the Community Affairs Committee:

(1) Community or general public concerns with respect to cable communication services within the scope of existing franchises or regulatory ordinances;

(2) Subscriber complaints which the Cable Communications Office is unable to resolve through conciliation or enforcement of existing franchises;

(3) Disputes as to the use of any access channel;

(4) Requests by Councillors for general inquiries into constituent concerns about governmental oversight or activity respecting cable communications.

SECTION 3. Chapter 8½ of the "Code of Indianapolis and Marion County, Indiana", be, and the same is hereby amended by adding a new Article X to read as follows:

Article X - Cable Franchise Board

Sec. 8½-138. Cable Franchise Board Created.

There is hereby created a Cable Franchise Board.

Sec. 8½-139. Membership.

The cable franchise board shall consist of three members selected as follows:

(1) The administrator of the cable community office shall be a member of the board and serve as its executive secretary.

(2) Two members shall be appointed by the city-county council to serve at its pleasure, one of who shall be selected by the board as its chairman.

Sec. 8½-140. Powers of Board.

(a) The cable franchise board shall exercise all authority and responsibility as established by Chapter 8½ of this Code.

(b) The cable franchise board shall have all statutory powers of a board of public works respecting cable television franchising or communications which powers are hereby expressly transferred to the cable franchise board and all powers expressly created for the board or city under any Cable Television Franchise Agreement.

SECTION 4. Chapter 8½ of the "Code of Indianapolis and Marion County, Indiana", specifically, Section 8½-28(a) be, and the same is hereby amended by deleting the words crosshatched and inserting the words underlined to read as follows:

Sec. 8½-28. Council action on recommended contracts.

(a) Adopt the ordinance subject to the veto of the mayor, in which case the director of the ~~department of public utility~~ department of administration will be directed to execute the franchising contract; ten (10) days after the mayor consents to the ordinance the franchising contract holder shall pay an award fee by certified check in the amount of twenty-five thousand dollars (\$25,000.00), payable to the city; or

SECTION 5. Chapter 8½ of the "Code of Indianapolis and Marion County, Indiana", specifically, Section 8½-4, be, and the same is hereby amended by deleting the words crosshatched and inserting the words underlined as follows:

Articles III, IV, V, VI ~~and VII~~, VII, IX and X of this chapter shall apply to all cable television systems, whether such franchise was granted before or after December 7, 1979, including the nonexclusive franchise entered into on May 9, 1967, by the County Commissioners of Marion County, Indiana, and Metropolitan Cablevision Corporation. Should any operator, asserting cable television franchise rights within the city by reason of agreement enter into other than pursuant to this chapter, request amendment of such agreement, any amendment approved by or on behalf of the council shall expressly require such amended franchise to be subject to this chapter.

In the event of conflicts between this chapter and the provisions of any cable television franchise granted prior to December 7, 1979, each provision of this chapter shall control unless that interpretation is judicially determined to be an unconstitutional impairment of the contract rights of the holder.

SECTION 6. Any cable television franchise now in existence between the City and an operator is subject to and is amended consistent with this ordinance.

SECTION 7. This ordinance shall be in full force and effect from and after July 1, 1981.

PROPOSAL NO. 265, 1981. Councillor Brinkman explained that this proposal was heard in the County and Townships Committee and passed by a vote of 5-0. The Lawrence Township Trustee proposes to use revenue sharing to bring three new firefighters on board. If the revenue sharing funds run out, the new personnel will be eliminated. Councillor Brinkman moved, seconded by Councillor Holmes, to adopt this proposal. Proposal No. 265, 1981, was adopted on the following roll call vote; viz:

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

Proposal No. 265, 1981, was then retitled GENERAL ORDINANCE NO. 61, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 61, 1981

A GENERAL ORDINANCE amending the City-County General Ordinance No. 36, 1980, authorizing changes in the personnel schedule of the Lawrence Township Trustee.

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

SECTION 1. Section 5 of City-County General Ordinance No. 36, 1980, be, and is hereby amended by deleting the crosshatched portions and adding the underlined amounts as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	7,000	7,000
Township Clerk	1	7,600	7,600
Township Clerk - Part Time	1	2,000	2,000
Advisory Board Members	3	700	2,100
Judge for Small Claims Court	1	13,020	13,020
Judge for Small Claims Court Pro-tem (\$25 a day)		250	250
Clerk for Small Claims Court	3	8,138	24,414
FIRE DEPARTMENT PERSONNEL			
Head Firefighter	1	17,000	17,000
Master Firefighter	<u>7 10</u>	15,950	<u>111,650</u> 159,500
POOR RELIEF PERSONNEL			
Supervisor of Investigators	1	11,498	11,498
Investigator Clerk - Temporary			14,000
OTHER EMPLOYEES			
Coordinator of Township Fire Prev.			
Bureau & Training	1	17,600	17,600
Part-time Clerk for Fire Prev. Bureau	1	1,800	1,800
TOTAL	<u>41 24</u>		<u>112,912</u> 277,782

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

PROPOSAL NOS. 314 and 315, 1981. Rezoning Ordinances certified from the Metropolitan Development Commission on June 18, 1981. The Council took no action on Proposal Nos. 314 and 315, 1981, which were retitled REZONING ORDINANCE NOS. 85 and 86, 1981, respectively, and read as follows:

**REZONING ORDINANCE NO. 85, 1981 81-Z-68 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18**

130 NORTH ROENA STREET, INDIANAPOLIS

George Bignotti, by Don Cory, requests rezoning of 2.50 acres, being in C-ID district, to I-1-S classification, to provide for the building and manufacturing of auto racing cars.

**REZONING ORDINANCE NO. 86, 1981 81-Z-74 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12**

3104 NORTH POST ROAD, INDIANAPOLIS

Citizens Gas & Coke Utility, by Harry Huffman, requests rezoning of 0.49 acre, being in I-4-S district, to SU-42 classification, to provide for a gas regulating station.

PROPOSAL NOS. 317-324, 1981. Rezoning Ordinances certified from the Metropolitan Development Commission on July 2, 1981. Councillor Clark moved, seconded by Councillor Gilmer, to hold a further public hearing on PROPOSAL NO. 319, 1981, at the Council's next regular meeting on July 20, 1981, at 7:00 p.m. The motion carried by voice vote. The Council took no action on PROPOSAL NOS. 317, 318 and 320-324, 1981, which were retitled REZONING ORDINANCE NOS. 87-93, 1981, respectively, and read as follows:

**REZONING ORDINANCE NO. 87, 1981 81-Z-66 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12
2965 NORTH SHADELAND AVENUE, INDIANAPOLIS**
Shell Oil Company, by Richard J. Dick, requests rezoning of 1.45 acres, being in C-4 district, to C-5 classification, to provide for used automobile sales.

**REZONING ORDINANCE NO. 88, 1981 81-Z-73 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
5011 NORTH HIGH SCHOOL ROAD, INDIANAPOLIS**
Holiday Homes, by William Roach, by Dick Lewis, requests rezoning of 11.00 acres, being in A-2 district, to D-6 classification, to provide for residential use.

**REZONING ORDINANCE NO. 89, 1981 81-Z-76 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12
5934-41 EAST 27TH STREET, 5908 EAST 27TH STREET, and
2630 NORTH ARLINGTON AVENUE, INDIANAPOLIS**
Dehrem D. Garriott, by James Lavendar, requests rezoning of 2.02 acres, being in D-1, C-1 and C-2 districts, to SU-2 classification, to change existing residence to a day camp facility and a multi-purpose building to be used as a school.

**REZONING ORDINANCE NO. 90, 1981 81-Z-77 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12
10701 EAST 30TH STREET, INDIANAPOLIS**
Greater Indianapolis Association for Lutheran Secondary Education, Inc., by John Burkhardt, requests rezoning of 25.69 acres, being in SU-2 district, to D-4 classification, to provide for residential use.

**REZONING ORDINANCE NO. 91, 1981 81-Z-79 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
1101 HARDING COURT (REAR), INDIANAPOLIS**
George E. Vickery and Philip Vickery and Evans Trailer Leasing, by Philip A. Nicely, request rezoning of 4.31 acres, being in C-7 and I-3-S district, to I-3-S classification, to provide additional area for the Associated Truck Lines distribution center located immediately north and adjacent to subject property.

**REZONING ORDINANCE NO. 92, 1981 81-Z-80 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
7001 EAST 75TH STREET, INDIANAPOLIS**
American Fletcher National Bank, by Philip A. Nicely, requests rezoning of 2.67 acres, being in DP district, to C-1 classification, to provide for commercial use.

**REZONING ORDINANCE NO. 93, 1981 81-Z-81 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18
6601 WEST 10TH STREET, INDIANAPOLIS**
Prock Construction Company, by William F. LeMond, requests rezoning of 42.60 acres, being in A-2 district, to D-6 classification, to provide for condominium development.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Vollmer brought to the Council's attention the fact that work in the garage has made parking even more difficult than normal. Councillor SerVaas stated that he was also aware of the problem and has approached Judge Huse, who suggested that after 3:30 p.m. the Councillors could park in any of the judges empty parking spaces.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:30 p.m.

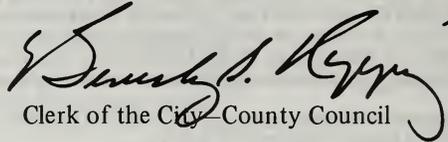
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis, Marion County, Indiana, held at its Regular Meeting on the 6th day of July, 1981.

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

ATTEST:



President



Clerk of the City-County Council

(SEAL)