

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

**REGULAR MEETINGS
MONDAY, MARCH 17, 1997**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:02 p.m. on Monday, March 17, 1997, with Councillor SerVaas presiding.

Councillor Coonrod introduced Pastor John Sattler, Holy Cross Lutheran Church, who led the opening prayer. Councillor Coonrod invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

1 ABSENT: Curry

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Williams recognized Ivan Hampton, a young man who appeared before the Council as a teenager, and who shared his vision for public safety for the City earlier this evening with the Democratic Caucus. Councillor Bradford recognized North District Deputy Chief Jim Campbell.

OFFICIAL COMMUNICATIONS

Councillor Cockrum stated that he would like to publicly apologize for an erroneous reporting of the attendance record percentage for Randolph Snyder, a Council appointee to the Metropolitan Development Commission, at the previous Council meeting.

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

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

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, March 17, 1997, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

February 25, 1997

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* or the *Indianapolis News* on Friday, February 28, 1997, a copy of a Notice of Public Hearing on Proposal Nos. 71, 100, 102, 103, 104, 106, 107, 108, 109, 112, 115, 118, and 119, 1997, said hearing to be held on Monday, March 17, 1997, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

March 4, 1997

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, March 5, 1997, and in the *Indianapolis Star* or the *Indianapolis News* on Thursday, March 6, 1997, a copy of a Notice of Public Hearing on Proposal No. 118, 1997, as amended, said hearing to be held on Monday, March 17, 1997, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

February 28, 1997

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

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FISCAL ORDINANCE NO. 13, 1997 - an appropriation of \$538,150 for the Marion County Justice Agency to contract for data processing services with SCT for the period from December 1, 1996 through December 31, 1997 financed from the County General Fund balances

GENERAL ORDINANCE NO. 20, 1997 - authorizes intersection controls for Mayfair Lane Subdivision (District 3)

GENERAL ORDINANCE NO. 21, 1997 - authorizes intersection controls for Bayswater Subdivision, Sections 1 and 2 (District 1)

GENERAL ORDINANCE NO. 22, 1997 - authorizes a multi-way stop at 12th Street and Medford Avenue (District 16)

GENERAL ORDINANCE NO. 23, 1997 - authorizes intersection controls at West 54th Street and Guion Road (District 9)

GENERAL ORDINANCE NO. 24, 1997 - authorizes a multi-way stop at Balroyal Court and Ellington Drive (District 19)

GENERAL ORDINANCE NO. 25, 1997 - authorizes multi-way stops at Cricklewood Road and Farmleigh Drive, and at Cricklewood Road and Harlescott Road (District 4)

GENERAL ORDINANCE NO. 26, 1997 - authorizes a multi-way stop at Hiner Lane and Shortridge Road (District 12)

GENERAL ORDINANCE NO. 27, 1997 - authorizes a multi-way stop at Lawrence Avenue and Stanley Avenue (District 20)

GENERAL ORDINANCE NO. 28, 1997 - authorizes a multi-way stop at Boyd Avenue and Standish Avenue (District 20)

GENERAL ORDINANCE NO. 29, 1997 - authorizes a multi-way stop at 18th Street and Holmes Avenue (District 16)

GENERAL ORDINANCE NO. 30, 1997 - authorizes a multi-way stop at 9th Street and Olney Street (District 15)

GENERAL ORDINANCE NO. 31, 1997 - authorizes a multi-way stop at Highland Avenue and North Street (District 22)

GENERAL ORDINANCE NO. 32, 1997 - authorizes a parking restriction on Capital Avenue at 23rd Street (District 22)

GENERAL ORDINANCE NO. 33, 1997 - authorizes a 35 mph speed limit on 10th Street from German Church Road to Cumberland Road (Districts 12, 13)

SPECIAL RESOLUTION NO. 7, 1997 - recognizes the state champion Ben Davis High School debate team

SPECIAL RESOLUTION NO. 8, 1997 - recognizes Julie von Arx for her outstanding work with community corrections

SPECIAL RESOLUTION NO. 9, 1997 - recognizes the 1998 Rotary Club International Convention in Indianapolis and their Greenway Project

SPECIAL RESOLUTION NO. 10, 1997 - recognizes the 70th Anniversary of Greater St. Mark Baptist Church

SPECIAL RESOLUTION NO. 11, 1997 - recognizes the public service of Greg Henneke

SPECIAL RESOLUTION NO. 12, 1997 - authorizes economic development revenue bonds in an amount not to exceed \$1,700,000 to enable Fall Creek Retail Center, Inc. to proceed with the acquisition, rehabilitation, and equipping of 26,500 square foot enterprise community retail center to be located at 2500 North Capitol Avenue (District 22)

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

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

PROPOSAL NO. 189, 1997. The proposal, sponsored by Councillor Boyd, recognizes the City Basketball Tournament Champion Arlington Golden Knights. Councillor Boyd read the proposal and presented representatives with copies of the document and Council pins. Jackie Greenwood, Arlington High School (AHS) Principal, thanked the Council for the recognition and stated that AHS places value first on academic achievement, before concentrating on sports. Coach Larry Nicks thanked the Council for the honor and introduced team captains Gerald Alexander and Jason Hunter. He added that Mr. Hunter is also the team's highest academic achiever. Councillor Boyd stated that he likes to see more emphasis on education than just on sports, and commended Ms. Greenwood and Mr. Nicks for their efforts in this area. Councillor Boyd moved, seconded by Councillor Gilmer, for adoption. Proposal No. 189, 1997 was adopted by a unanimous voice vote.

Proposal No. 189, 1997 was retitled SPECIAL RESOLUTION NO. 13, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 1997

A SPECIAL RESOLUTION recognizing the City Basketball Tournament Champion Arlington Golden Knights.

WHEREAS, Arlington High School believers were in short supply on Monday, January 27, 1997, at the championship game of the annual City Tournament held at Arsenal Technical High School; and

WHEREAS, The Arlington Golden Knights put together the third of three impressive wins in a row beating Manual, Chatard and finally the championship game against the strong defending champion Cathedral Irish; and

WHEREAS, after the final buzzer, Arlington players and fans celebrated enthusiastically about their 72-70 win over Cathedral, and their first City Champion trophy since 1979 when Carter was President and Hudnut was a first-term Indianapolis Mayor; now, therefore:

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

SECTION 1. The Indianapolis City-County Council, in behalf of the people of Indianapolis, recognizes the Arlington High School Golden Knights for their 1997 City Tournament Championship.

SECTION 2. The Council specifically commends varsity players Gerald Alexander, Oshea Mason, Andrew Nicks, Hogan Black, Jason Hunter, Derrick Craig, Donald Crumpton, Kenson Rogers, Brian Vaughn, Martin Brothers and Tywan Perry; Managers Michelle Alexander, Monique Dupree, Christa Frazier, Janeen Hawkins and Karl Turk; coaching staff Dave Blase, Brad Goffinet, Tony Johnson, Gary Belts, Robby Phillips and Larry Nicks; varsity cheerleaders Kyana Cheney, Nickisha Dancler, Angela Fife, Nichole Freeman, Nechelle Henderson, Lorie Hollins, Keyunna Hunt, Samantha Minor and Valerie Smith; Cheerleader Sponsor Lena Wallace; school Vice Principals Gregory Allen, James Hinshaw and Daniel Mathis; Principal Dr. Jacqueline Greenwood and IPS Superintendent Dr. Esperanza Zendejas.

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SECTION 3. The Golden Knights demonstrated that athletic ability, hard work training, a bit of luck and a winning determination attitude can carry individuals and teams to achieve things that are seemingly impossible.

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

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

PROPOSAL NO. 190, 1997. The proposal, sponsored by Councillors O'Dell and Dowden, recognizes retired Cooperative Extension Service Horticulture Agent, Richard O. Crum. Councillor O'Dell read the proposal and presented Mr. Crum with a copy of the document and a Council pin. Councillor Dowden stated that he has great respect for Mr. Crum not only for his expertise in horticulture, but because he is a good, decent man, and the world is a better place due to people like him. Mr. Crum thanked the Council for the recognition and thanked Councillor Hinkle for allowing him to use his yard in special projects. Councillor Hinkle stated that the Chapel Hill residents take pleasure in sharing Mr. Crum and his expertise with the rest of the City. Councillor O'Dell moved, seconded by Councillor Dowden, for adoption. Proposal No. 190, 1997 was adopted by a unanimous voice vote.

Proposal No. 190, 1997 was retitled SPECIAL RESOLUTION NO. 14, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1997

A SPECIAL RESOLUTION recognizing retired Cooperative Extension Service Horticulture Agent, Richard O. Crum.

WHEREAS, Richard O. Crum has served the people of Marion County well since April 1, 1962, as the Cooperative Extension Service's Horticulture Agent; and

WHEREAS, as the Extension's Horticulture Agent, Dick Crum has helped hundreds of thousands of people gain an appreciation for plants growing in the urban landscape through public meetings, television, radio, newspapers, mail and the telephone, and for several years he has been an important feature of the Indianapolis Flower and Patio Show and the Indiana State Fair on 38th Street, and has lent his expertise to the City-County Council on technical public policy questions; and

WHEREAS, Dick has composed hundreds of radio, television and newspaper columns on plants, seeds and plant diseases and insects for urban gardeners, flower growers and for those who try to improve their yards (including composting); and

WHEREAS, Mr. Crum, who is affectionately known as "The Doctor of Dirt," has trained hundreds of Master Gardeners and has generously shared his knowledge with the Indianapolis Zoo; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the important horticultural expertise so freely shared by Richard O. Crum with the citizens of Marion County for more than a third of a century.

SECTION 2. Now in his retirement, the Council hopes that Mr. Crum will be able to find a little more time to enjoy his farm in Parke County, Indiana, along with his wife Jody and their four children—but only if he can still somehow continue to help coach the urban "green thumb" folks in the state's capital city.

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

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

PROPOSAL NO. 205, 1997. The proposal, sponsored by Councillor Bradford, recognizes Broad Ripple. Councillor Bradford read the proposal and presented representatives with copies of the document and Council pins. Councillor Shambaugh stated that, as the Vice President of the Indiana Chapter to fight Huntington's Disease, he is thankful for Broad Ripple's Go-Cart tournament efforts in raising money to fight the disease. Ed Cheikh, President of the Broad Ripple Village Association, thanked the association members for all their hard work and efforts, and thanked the Council for this recognition. He also thanked Councillors Bradford and Shambaugh for their pro-activity in helping the Association's efforts. The President expressed his appreciation for the community of Broad Ripple. Councillor Bradford moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 205, 1997 was adopted by a unanimous voice vote.

Proposal No. 205, 1997 was retitled SPECIAL RESOLUTION NO. 15, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 15, 1997

A SPECIAL RESOLUTION recognizing Broad Ripple.

WHEREAS, the community of Broad Ripple began as a direct result of the state's ambitious canal building project in 1837 when small businesses sprang up to serve the Central Canal workers and travelers; and

WHEREAS, the village was annexed into the City of Indianapolis in 1922, and today the Canal still serves as a water conduit from Morse Reservoir to an Indianapolis Water Company filtration plant; and

WHEREAS, in the 1960's some Broad Ripple merchants banded together to promote the community, and more formally reorganized in 1970 as the Broad Ripple Village Association to promote the general vitality of the residential and commercial neighborhood of Broad Ripple; and

WHEREAS, the newest work includes "Miracle on 62nd Street" for feeding the hungry which won the Casper Award from United Way, the Broad Ripple Go Cart Grand Prix for Huntington's Disease and the visionary Central Canal Revitalization which would connect the Canal towpath trails to the popular Greenways--and take the town full circle back to its origins with the Central Canal 160 years ago; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the residents and businesses of historic Broad Ripple for their strong community service and vision.

SECTION 2. The Council especially commends the Officers and Directors of the Broad Ripple Village Association for serving as a catalyst and focal point for making things happen: Karen Brogan, David Brunner, Ed Cheikh, Conrad Cortellini, Kim Dahmen, Nancy Fels, Cari Grant, John Hill, David Hoppe, Van Kirby, Walt Langeman, Lisa Lanham, Bill Miller, Annie Porter, Gary Price, Charles Revard, John R. Rising-Moore, Larry Schwartz, Roger Shambaugh, Linda Shikany, Pat Templin, Gregg Throckmorton and Elaine Zuckerman.

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

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

PROPOSAL NO. 206, 1997. The proposal, sponsored by Councillor McClamroch, appoints Sara Logsdon to the Common Construction Wage Committee for the Washington Township School

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District. Councillor McClamroch stated that this proposal requires immediate action due to the schedule of hearings. Councillor McClamroch moved, seconded by Councillor Hinkle, for adoption. Proposal No. 206, 1997 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

1 NAY: Gray

2 NOT VOTING: Black, Williams

1 ABSENT: Curry

Proposal No. 206, 1997 was retitled COUNCIL RESOLUTION NO. 24, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 24, 1997

A COUNCIL RESOLUTION appointing Sara Logsdon to the Common Construction Wage Committee for the Washington Township School District..

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 Common Construction Wage Committee approved by the Washington Township School District, the Council appoints:

Sara Logsdon

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Councillor McClamroch asked for consent to vote on Proposal Nos. 52, 57, 82, 137, 138, 141, 142, 144, and 145, 1997 together. All proposals are board appointments which passed out of Committee with unanimous votes. Consent was given.

PROPOSAL NO. 52, 1997. The proposal reappoints John von Arx to the Information Services Agency Board. PROPOSAL NO. 57, 1997. The proposal appoints James Atterholt to the City-County Administrative Board. PROPOSAL NO. 82, 1997. The proposal appoints Sarah Taylor to the Information Services Agency Board. PROPOSAL NO. 137, 1997. The proposal reappoints Ray Battey to the City-County Administrative Board. PROPOSAL NO. 138, 1997. The proposal appoints Edward B. Tunstall to the Information Services Agency Board. PROPOSAL NO. 141, 1997. The proposal reappoints Claudia Prosser to the Indianapolis City-Market Corporation Board. PROPOSAL NO. 142, 1997. The proposal reappoints Mrs. Chester Carpenter to the Public Housing Board. PROPOSAL NO. 144, 1997. The proposal reappoints George Taylor to the Board of Public Safety. PROPOSAL NO. 145, 1997. The proposal reappoints Dennis Nicholas to the Indianapolis-Marion County Forensic Board. Councillor McClamroch moved, seconded by Councillor Gilmer, for adoption. Proposal Nos. 52, 57, 82, 137, 138, 141, 142, 144, and 145, 1997 were adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

1 NAY: Gray

1 ABSENT: Curry

Proposal No. 52, 1997 was retitled COUNCIL RESOLUTION NO. 25, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 25, 1997

A COUNCIL RESOLUTION reappointing John von Arx to the Information Technology Board.

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

SECTION 1. As a member of the Information Technology Board, the Council appoints:

John von Arx

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 57, 1997 was retitled COUNCIL RESOLUTION NO. 26, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 26, 1997

A COUNCIL RESOLUTION appointing James Atterholt to the City-County Administrative Board.

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

SECTION 1. As a member of the City-County Administrative Board, the Council appoints:

James Atterholt

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 82, 1997 was retitled COUNCIL RESOLUTION NO. 27, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 1997

A COUNCIL RESOLUTION appointing Sarah Taylor to the Information Technology Board.

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

SECTION 1. As a member of the Information Technology Board, the Council appoints:

Sarah Taylor

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 137, 1997 was retitled COUNCIL RESOLUTION NO. 28, 1997, and reads as follows:

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CITY-COUNTY COUNCIL RESOLUTION NO. 28, 1997

A COUNCIL RESOLUTION reappointing Ray Battey to the City-County Administrative Board.

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

SECTION 1. As a member of the City-County Administrative Board, the Council appoints:

Ray Battey

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 138, 1997 was retitled COUNCIL RESOLUTION NO. 29, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 1997

A COUNCIL RESOLUTION appointing Edward B. Tunstall to the Information Technology Board.

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

SECTION 1. As a member of the Information Technology Board, the Council appoints:

Edward B. Tunstall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1998. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 141, 1997 was retitled COUNCIL RESOLUTION NO. 30, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 1997

A COUNCIL RESOLUTION reappointing Claudia Prosser to the Indianapolis City-Market Corporation Board.

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

SECTION 1. As a member of the Indianapolis City-Market Corporation Board, the Council appoints:

Claudia Prosser

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1998. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 142, 1997 was retitled COUNCIL RESOLUTION NO. 31, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 31, 1997

A COUNCIL RESOLUTION reappointing Mrs. Chester Carpenter to the Public Housing Board.

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

SECTION 1. As a member of the Public Housing Board, the Council appoints:

Mrs. Chester Carpenter

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 144, 1997 was retitled COUNCIL RESOLUTION NO. 32, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 32, 1997

A COUNCIL RESOLUTION reappointing George Taylor to the Board of Public Safety.

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 Board of Public Safety, the Council appoints:

George Taylor

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 145, 1997 was retitled COUNCIL RESOLUTION NO. 33, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 33, 1997

A COUNCIL RESOLUTION reappointing Dennis Nicholas to the Indianapolis-Marion County Forensic Board.

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

SECTION 1. As a member of the Indianapolis-Marion County Forensic Board, the Council appoints:

Dennis Nicholas

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1998. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Councillor Schneider asked for consent to make the following motion:

Mr. President:

I move that Proposal Nos. 52, 82, and 138, 1997 be amended by changing the name of the board from Information Services Agency Board to the correct name of Information Technology Board.

Councillor Schneider stated that this is simply a technical amendment due to the name change of the board. Consent was given. Councillor Talley seconded the motion. Proposal Nos. 52, 82, and 138, 1997 were amended by a unanimous voice vote.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 139, 1997. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Comprehensive Zoning Maps of Marion County by updating base maps #36, #37, #43, and #44 (97-AO-8)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 140, 1997. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Raymond D. Wallace as Director of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 165, 1997. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes technical amendments to the Dwelling Districts Zoning Ordinance (97-AO-2)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 166, 1997. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes amendments to the Dwelling Districts Zoning Ordinance regarding the established setback averaging, limited expansion of detached accessory buildings, limited height expansion for primary buildings, and limited fence height exceptions (97-AO-3)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 167, 1997. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes amendments to the Improvement Location Permit Ordinance concerning children's swimming pools, structural barriers, and antennae (97-AO-4)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 168, 1997. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which adds Indiana Black Expo Community Development Corporation and United Northeast Development Corporation as eligible neighborhood development corporations for sales and grants of real property"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 169, 1997. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Moira Carlstedt as Director of the Department of Metropolitan Development"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 170, 1997. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Carolyn Grant to the Indianapolis City-Market Corporation Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 171, 1997. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Susan J. Powers to the

Indianapolis City-Market Corporation Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 172, 1997. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Michael Yoder as Director of the Department of Administration"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 173, 1997. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which authorizes the County to lease three tracts of land on the site of the former Marion County Healthcare Center for farming purposes"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 174, 1997. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the appointment of Brian Barton as Executive Director of the Marion County Community Corrections Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 175, 1997. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$64,300 in the Prosecuting Attorney's 1997 Budget (State and Federal Grants Fund) to purchase equipment for the Marion County Centers of Hope at Wishard and St. Vincent's Hospitals funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 176, 1997. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$233,456 in the Public Defender Agency 1997 Budget (County General Fund) to cover new positions, buyout expenses, sentencing grant match, salary adjustments, and paralegal positions"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 177, 1997. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of John R. Hall as Deputy Mayor for Neighborhoods"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 178, 1997. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Charles B. Stitt as Deputy Mayor"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 179, 1997. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Revised Code concerning the cable communications agency"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 180, 1997. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a public purpose grant in the amount of \$47,726 to Indiana University for the purpose of purchasing playback and field

production equipment to be used in the operation of and programming production for the educational access cable television channels in the County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 181, 1997. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Windstar Subdivision, Section 1 (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 182, 1997. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Mallard Lake Subdivision (District 11)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 183, 1997. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 43rd Street and LaSalle Street (District 11)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 184, 1997. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Griffin Road and Singleton Street (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 185, 1997. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Franklin Road and Raymond Street (District 13)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 186, 1997. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Sherman Drive and Southern Avenue (District 23)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 187, 1997. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a stop sign for Birchcrest Drive at Emory Lane (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 188, 1997. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions for Warren Woods Subdivision (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 191, 1997. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves an amendment to a Lease Agreement by and between the Marion County Convention and Recreational Facilities Authority, as Lessor, and the Metropolitan Development Commission of Marion County, as Lessee"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 192, 1997. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Jack H. Hall, M.D. to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 193, 1997. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Sondra Gunnell to the Indianapolis Greenways Development Committee"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 194, 1997. Introduced by Councillors McClamroch and Short. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Ken Giffin to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 195, 1997. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code concerning the Marion County Justice Agency Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 161, 1997. Councillor Borst reported that the Economic Development Committee heard Proposal No. 161, 1997 on March 6, 1997. The proposal is a special ordinance authorizing the issuance of City of Indianapolis, Indiana Variable/Fixed Rate Multifamily Housing Revenue Bonds, Series 1997A (Broad Ripple Lakes, LP Project) in an aggregate principal amount not to exceed \$7,950,000 and City of Indianapolis, Indiana Taxable Variable/Fixed Rate Multifamily Housing Revenue Bonds, Series 1997B (Broad Ripple Lakes, LP Project) in an aggregate principal amount not to exceed \$3,300,000 for the acquisition and rehabilitation of the existing 398-unit Brittany Woods Apartments located at 5018 LeMans Drive, Indianapolis, Indiana, under revenue bond authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (District 7). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Moriarty Adams stated that she will abstain on Proposal Nos. 161 and 162, 1997 due to a conflict of interest with her employer.

Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 161, 1997 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
2 NOT VOTING: Franklin, Moriarty Adams
1 ABSENT: Curry

Proposal No. 161, 1997 was retitled SPECIAL ORDINANCE NO. 2, 1997, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 1997

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis, Indiana Variable/Fixed Rate Multifamily Housing Revenue Bonds, Series 1997A (Broad Ripple Lakes, LP Project) in an aggregate principal amount not to exceed \$7,950,000 and its Taxable Variable/Fixed Rate Multifamily Housing Revenue Bonds, Series 1997B (Broad Ripple Lakes, LP Project) in an aggregate principal amount not to exceed \$3,300,000 and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Broad Ripple Lakes, LP (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the acquisition and substantial rehabilitation of the existing 398-unit Brittany Woods Apartment project located at 5018 LeMans Drive, Indianapolis, Indiana (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition and substantial rehabilitation of the Project by issuing its City of Indianapolis, Indiana Variable/Fixed Rate Multifamily Housing Revenue Bonds, Series 1997A (Broad Ripple Lakes, LP Project) in an aggregate principal amount not to exceed \$7,950,000 (the "Series 1997A Bonds") and its City of Indianapolis, Indiana Taxable Variable/Fixed Rate Multifamily Housing Revenue Bonds, Series 1997B (Broad Ripple Lakes, LP Project) in an aggregate principal amount not to exceed \$3,300,000 (the "Series 1997B Bonds") (collectively, the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 5, 1997 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to an indenture of Trust (the "Indenture") dated as of March 1, 1997 by and between the Issuer and Norwest Bank, Indiana, N.A., as Trustee (the "Trustee"), in order to obtain funds to lend to the Company pursuant to a Loan Agreement (the "Loan Agreement") dated as of March 1, 1997 between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Loan Agreement, Indenture, Bond Purchase Agreement, Land Use Restriction Agreement, Preliminary Official Statement, the forms of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Series 1997A Bonds in the aggregate principal amount not to exceed \$7,950,000 and its Series 1997B Bonds in the aggregate principal amount not to exceed \$3,300,000 for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Loan Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to Mesirow Financial, Inc. (the "Underwriter") that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest not to exceed 12% per annum. The use of a Final Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser,

payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. The Issuer hereby preliminarily finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Company. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the project. The Issuer hereby authorizes and directs the Mayor to make the foregoing determination again for and on behalf of the Issuer at the request of the Company following receipt of supporting materials submitted by the Company to the Indiana Housing Finance Authority (the "IHFA") and either written representations of the Company or of the IHFA to the effect that (i) the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the project and its viability as a qualified housing project throughout the credit period for the Project and (ii) the Project satisfied the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan. Such determinations shall occur on or about the date of the sale of the Bonds to the purchasers thereof and on or about the date that each building of the Project is placed in service. In reliance upon the representations of the Company, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 9. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 162, 1997. Councillor Borst reported that the Economic Development Committee heard Proposal No. 162, 1997 on March 6, 1997. The proposal is a special ordinance authorizing issuance of City of Indianapolis, Indiana Economic Development Multifamily Housing Mortgage Revenue Bonds, Series 1997A (FHA Insured Mortgage Loan - Castle Dore Apartment Project) in an aggregate principal amount not to exceed \$7,135,000 and City of Indianapolis, Indiana Taxable Economic Development Multifamily Housing Mortgage Revenue Bonds, Series 1997B (FHA Insured Mortgage Loan - Castle Dore Apartments Project) in the principal amount not to exceed \$5,000 for the acquisition and substantial rehabilitation of the existing 190-unit Castle Dore Apartment project located at 4649 Strawbridge Road, under revenue bond authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (District 24). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 162, 1997 was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams*
0 NAYS:
4 NOT VOTING: *Black, Brents, Moriarty Adams, Talley*
1 ABSENT: *Curry*

Proposal No. 162, 1997 was retitled SPECIAL ORDINANCE NO. 3, 1997, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1997

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis, Indiana Economic Development Multifamily Housing Mortgage Revenue Bonds, Series 1997A (FHA Insured Mortgage Loan - Castle Dore Apartments Project) in an aggregate principal amount not to exceed \$7,135,000 and its Taxable Economic Development Multifamily Housing Mortgage Revenue Bonds, Series 1997B (FHA Insured Mortgage Loan - Castle Dore Apartments Project) in a principal amount not to exceed \$5,000 and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Strawbridge Limited Partnership (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the acquisition and substantial rehabilitation of the existing 190-unit Castle Dore Apartment project located at 4649 Strawbridge Road, Indianapolis, Indiana (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition and substantial rehabilitation of the Project by issuing its City of Indianapolis, Indiana Economic Development Multifamily Housing Mortgage Revenue Bonds, Series 1997A (FHA Insured Mortgage Loan - Castle Dore Apartments Project) in an aggregate principal amount not to exceed \$7,135,000 (the "Series 1997A Bonds") and its City of Indianapolis, Indiana Taxable Economic Development Multifamily Housing Mortgage Revenue Bonds, Series 1997B (FHA Insured Mortgage Loan - Castle Dore Apartments Project) in a principal amount not to exceed \$5,000 (the "Series 1997B Bonds") (collectively, the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 5, 1997 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of April 1, 1997 by and between the Issuer and PNC Bank, Ohio, National Association, Cincinnati, Ohio, as Trustee and PNC Bank, Indiana, Inc., as Co-Trustee (collectively, the "Trustee") in order to obtain funds to lend to the Company pursuant to a Supplemental Loan Agreement (the "Supplemental Loan Agreement") dated as of April 1, 1997, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Supplemental Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

March 17, 1997

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Supplemental Loan Agreement, Indenture, Bond Purchase and Remarketing Agreement, Land Use Restriction Agreement, Preliminary Official Statement, the forms of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Series 1997A Bonds in the aggregate principal amount not to exceed \$7,135,000 and its Series 1997B Bonds in the principal amount not to exceed \$5,000 for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Loan Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to The Sturges Company (the "Underwriter") that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest not to exceed 12% percent per annum. The use of a Final Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing

Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. The Issuer hereby preliminarily finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Company. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the project. The Issuer hereby authorizes and directs the Mayor to make the foregoing determination again for and on behalf of the Issuer at the request of the Company following receipt of supporting materials submitted by the Company to the Indiana Housing Finance Authority (the "IHFA") and either written representations of the Company or of the IHFA to the effect that (i) the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the project and its viability as a qualified housing project throughout the credit period for the Project and (ii) the Project satisfied the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan. Such determinations shall occur on or about the date of the sale of the Bonds to the purchasers thereof and on or about the date that each building of the Project is placed in service. In reliance upon the representations of the Company, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 9. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 163, 1997. Councillor Borst reported that the Economic Development Committee heard Proposal No. 163, 1997 on March 6, 1997. The proposal is an inducement resolution for GenAI, LLC in an amount not to exceed \$2,400,000 to proceed with the construction and acquisition of machinery, equipment and other fixtures to be used in the manufacturing of aluminum sulfate and marketing of various other water treatment chemicals and chemical storage systems to be located at 1600 South Senate Avenue (GenAI, LLC Project) (District 25). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Coonrod, for adoption. Proposal No. 163, 1997 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Short

1 ABSENT: Curry

Proposal No. 163, 1997 was retitled SPECIAL RESOLUTION NO. 16, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 16, 1997

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

WHEREAS, the City of Indianapolis, Indiana acting pursuant to and in accordance with the provisions of Indiana Code 36-7-12, et seq., as amended (the "Act"), is authorized to issue its economic

development revenue bonds to assist in the financing of the acquisition and construction of certain land, buildings, structures, machinery and equipment in the City of Indianapolis, Indiana (the "City") for the benefit of GenAI, LLC (the "Company"); and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has been informed by officials of the Company that they propose to acquire, construct and equip certain land, buildings, structures, machinery and equipment comprising a free-standing, one-story, 11,000 square foot production facility, with office space on 3.65 acres of land for the manufacture, storage and distribution of aluminum sulfate and various other water treatment chemicals and chemical storage systems to be located at 1600 South Senate Avenue, Indianapolis, Indiana (the "Project"); and

WHEREAS, the Commission has found and determined that the diversity of industry and the retention and increase of opportunities for gainful employment (seven (7) jobs to be created) plus the creation of a job payroll estimated at \$119,000 at the end of one year and \$238,000 at the end of three years) will be achieved by the acquisition, construction, equipping and carrying out of the Project and will serve a public purpose and be of benefit to the health and general welfare of the City and its citizens; and

WHEREAS, the Commission has found and determined that the acquisition, construction, equipping and carrying out of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the City; and

WHEREAS, it is the conclusion of the Commission, with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of the Act, and is in furtherance of the public purposes pursuant to the Act and for which the Commission was created; and

WHEREAS, after careful study and investigation of the nature of the proposed Project as aforesaid, the Commission has determined that the proposed Project constitutes facilities which will be of benefit to the health and general welfare of the City and Marion County; and

WHEREAS, the most feasible method of financing the acquisition, construction, equipping and carrying out of the proposed Project is for the City to issue its revenue bonds for that purpose and for it to lend the proceeds from the sale of said revenue bonds to the Company to enable it to acquire, construct, equip and carry out the proposed Project and to repay the loan in installments which will be sufficient and timely to pay the principal of, premium (if any) and interest on said revenue bonds; and

WHEREAS, the Company has requested that the City indicate its willingness to issue its revenue bonds to finance the proposed Project, and its official intent to reimburse expenditures heretofore or hereafter made by or on behalf of the Company in connection with the Project (to the extent permitted by Section 1.150-2 of the Income Tax Regulations) so that said planing, design, acquisition, construction, equipping and carrying out of the proposed Project may move forward; and

WHEREAS, the Commission has determined that it is in the best interest of its residents that the acquisition, construction, equipping and carrying out of the proposed Project move forward without delay; now, therefore:

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

SECTION 1. It is the conclusion of the Indianapolis Economic Development Commission (the "Commission"), with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of Title 36, Article 7, Chapter 12 of the Indiana Code, as amended (the "Act") and is in furtherance of the public purposes for which the Commission was created.

SECTION 2. Accordingly, in order to assist the Company with the financing of the proposed Project and to induce the Company to proceed with the Project and in order thereby to carry out the public purposes set forth by in the Act, WE HEREBY RESOLVE as follows:

- (a) The City will use its best efforts to issue its revenue bonds (the "bonds") under the Act in a principal amount currently estimated not to exceed \$2,400,000 for the purpose of paying in

whole or in part the costs of the planning, design, acquisition, construction, and equipping of the proposed Project.

- (b) Simultaneously with the delivery of the Bonds, the City may lend the proceeds of the sale of the bonds to the Company to enable it to plan, design, acquire, construct and equip the proposed Project, and the terms and provisions of such loan agreement shall be substantially in the form generally utilized in connection with such financial undertakings, as agreed upon by the City and the Company.
- (c) The basic security document or other document or documents satisfactory to the parties shall contain agreements providing for the indemnification of the Commission and the City and the individual members, directors and officers thereof for all expenses incurred by them and for any claim of loss suffered or damage to property or any injury or death of any person occurring in connection with the planning, design, acquisition, construction, equipping and carrying out of the proposed Project.

SECTION 3. The City may enter into a trust indenture with a corporate trustee. The trust indenture may pledge such loan agreement and the amounts derived or derivable by or on behalf of the City pursuant thereto, to said corporate trustee for the benefit of the owners of the bonds, and the terms of such trust indenture shall be agreed upon by the City, the Company and said corporate trustee.

SECTION 4. Subject to and in accordance with the provisions of the Act, the City will assist in the prompt preparation of the basic security document, the trust indenture, and any security agreement.

SECTION 5. If for any reason the City has not issued bonds hereunder by September 30, 1997, the provisions of this Resolution shall, at the option of the City, be cancelled.

SECTION 6. The Mayor and Clerk of the City are further authorized to take any and all further action and execute and deliver any and all other documents as may be necessary to issue and deliver the bonds and to effect the undertaking for which the bonds are proposed to be issued.

SECTION 7. Based upon representations of the Company to the effect that it intends to apply all or a portion of the proceeds of the bonds to reimburse it for all or a portion of the costs of the Project paid prior to the date of issuance of the bonds, the City hereby declares its official intent to apply all or a portion of the proceeds of the bonds to reimburse such expenditures, to the extent permitted by Section 1.150-2 of the Income Tax Regulations. This Resolution shall be in full force and effect from and after its passage by the City-County Council and approved by the Mayor.

PROPOSAL NO. 164, 1997. Councillor Borst reported that the Economic Development Committee heard Proposal No. 164, 1997 on March 6, 1997. The proposal is an inducement resolution for Carter Plastics, L.L.C. in an amount not to exceed \$9,500,000 to enable the applicant to proceed with the acquisition, construction and equipping of a facility to be used for the manufacturing of plastic stadium cup and plastic food packaging to be located at 2200 Turner Avenue (Carter Plastics, L.L.C. Project) (District 17). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 164, 1997 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Gray

1 ABSENT: Curry

Proposal No. 164, 1997 was retitled SPECIAL RESOLUTION NO. 17, 1997, and reads as follows:

March 17, 1997

CITY-COUNTY SPECIAL RESOLUTION NO. 17, 1997

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

WHEREAS, the City of Indianapolis, Indiana acting pursuant to and in accordance with the provisions of Indiana Code 36-7-12, et seq., as amended (the "Act"), is authorized to issue its economic development revenue bonds to assist in the financing of the acquisition and construction of certain land, buildings, structures, machinery and equipment in the City of Indianapolis, Indiana (the "City") for the benefit of Carter Plastics, L.L.C. "Company"); and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has been informed by officials of the Company that they propose to acquire, construct and equip a certain facility to be used in the manufacture of plastic stadium cups and plastic food packaging to be located at 2200 Turner Avenue, Indianapolis, Indiana (the "Project"); and

WHEREAS, the Commission has found and determined that the diversity of industry and the retention and increase of opportunities for gainful employment (seventy-four (74) jobs to be created) plus the creation of a job payroll estimated at \$129,000 at the end of one year and \$440,000 at the end of three years) will be achieved by the acquisition, construction, equipping and carrying out of the Project and will serve a public purpose and be of benefit to the health and general welfare of the City and its citizens; and

WHEREAS, the Commission has found and determined that the acquisition, construction, equipping and carrying out of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the City; and

WHEREAS, it is the conclusion of the Commission, with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of the Act, and is in furtherance of the public purposes pursuant to the Act and for which the Commission was created; and

WHEREAS, after careful study and investigation of the nature of the proposed Project as aforesaid, the Commission has determined that the proposed Project constitutes facilities which will be of benefit to the health and general welfare of the City and Marion County; and

WHEREAS, the most feasible method of financing the acquisition, construction, equipping and carrying out of the proposed Project is for the City to issue its revenue bonds for that purpose and for it to lend the proceeds from the sale of said revenue bonds to the Company to enable it to acquire, construct, equip and carry out the proposed Project and to repay the loan in installments which will be sufficient and timely to pay the principal of, premium (if any) and interest on said revenue bonds; and

WHEREAS, the Company has requested that the City indicate its willingness to issue its revenue bonds to finance the proposed Project, and its official intent to reimburse expenditures heretofore or hereafter made by or on behalf of the Company in connection with the Project (to the extent permitted by Section 1.150-2 of the Income Tax Regulations) so that said planing, design, acquisition, construction, equipping and carrying out of the proposed Project may move forward; and

WHEREAS, the Commission has determined that it is in the best interest of its residents that the acquisition, construction, equipping and carrying out of the proposed Project move forward without delay; now, therefore:

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

SECTION I. It is the conclusion of the Indianapolis Economic Development Commission (the "Commission"), with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of Title 36, Article 7, Chapter 12 of the Indiana Code, as amended (the "Act") and is in furtherance of the public purposes for which the Commission was created.

SECTION 2. Accordingly, in order to assist the Company with the financing of the proposed Project and to induce the Company to proceed with the Project and in order thereby to carry out the public purposes set forth by in the Act, WE HEREBY RESOLVE as follows:

- (a) The City will use its best efforts to issue its revenue bonds (the "bonds") under the Act in a principal amount currently estimated not to exceed \$9,500,000 for the purpose of paying in whole or in part the costs of the planning, design, acquisition, construction, and equipping of the proposed Project.
- (b) Simultaneously with the delivery of the Bonds, the City may lend the proceeds of the sale of the bonds to the Company to enable it to plan, design, acquire, construct and equip the proposed Project, and the terms and provisions of such loan agreement shall be substantially in the form generally utilized in connection with such financial undertakings, as agreed upon by the City and the Company.
- (c) The basic security document or other document or documents satisfactory to the parties shall contain agreements providing for the indemnification of the Commission and the City and the individual members, directors and officers thereof for all expenses incurred by them and for any claim of loss suffered or damage to property or any injury or death of any person occurring in connection with the planning, design, acquisition, construction, equipping and carrying out of the proposed Project.

SECTION 3. The City may enter into a trust indenture with a corporate trustee. The trust indenture may pledge such loan agreement and the amounts derived or derivable by or on behalf of the City pursuant thereto, to said corporate trustee for the benefit of the owners of the bonds, and the terms of such trust indenture shall be agreed upon by the City, the Company and said corporate trustee.

SECTION 4. Subject to and in accordance with the provisions of the Act, the City will assist in the prompt preparation of the basic security document, the trust indenture, and any security agreement.

SECTION 5. If for any reason the City has not issued bonds hereunder by September 30, 1997, the provisions of this Resolution shall, at the option of the City, be cancelled.

SECTION 6. The Mayor and Clerk of the City are further authorized to take any and all further action and execute and deliver any and all other documents as may be necessary to issue and deliver the bonds and to effect the undertaking for which the bonds are proposed to be issued.

SECTION 7. Based upon representations of the Company to the effect that it intends to apply all or a portion of the proceeds of the bonds to reimburse it for all or a portion of the costs of the Project paid prior to the date of issuance of the bonds, the City hereby declares its official intent to apply all or a portion of the proceeds of the bonds to reimburse such expenditures, to the extent permitted by Section 1.150-2 of the Income Tax Regulations. This Resolution shall be in full force and effect from and after its passage by the City-County Council and approved by the Mayor.

PROPOSAL NOS. 196-204, 1997. Introduced by Councillor Hinkle. Proposal Nos. 196-204, 1997 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on March 13, 1997. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as Rezoning Ordinances Nos. 46-54, 1997, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 46, 1997.

97-Z-5

5001 WEST 71ST STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

FLYNN & ZINKAN REALTY COMPANY, by Thomas Michael Quinn, requests a rezoning of 14.633 acres, being in the D-3, C-1 and C-3 Districts, to the C-S classification to provide for an integrated center including a grocery store and additional retail uses and outlots.

REZONING ORDINANCE NO. 47, 1997.

96-Z-249

723-727 EAST FLETCHER AVENUE AND 423 SOUTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

DEPARTMENT OF METROPOLITAN DEVELOPMENT, requests a rezoning of 0.35 acre, being in the C-3 District, to the D-8 classification to conform to the recommendations of the 1991 Regional Center Plan and the 1980 Fletcher Place Historic Area Plan.

REZONING ORDINANCE NO. 48, 1997.

97-Z-6

621, 627-635 & 729 MASSACHUSETTS AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

DEPARTMENT OF METROPOLITAN DEVELOPMENT, requests a rezoning of 0.4 acre, being in the I-3-U District, to the CBD-2 classification to conform to the recommendations of the 1991 Regional Center Plan.

REZONING ORDINANCE NO. 49, 1997.

96-Z-110 (AMENDED)

2270 SOUTH HARDING STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25

DEPARTMENT OF CAPITAL ASSET MANAGEMENT requests a rezoning of 5.082 acres, being in the SU-41(F) District, to the I-3-S(F) classification to provide for the construction of a recycling facility and paper mill for paper products.

REZONING ORDINANCE NO. 50, 1997.

96-Z-127 (Amended)

601-613 SOUTH EAST STREET, 517-520 and 533-599 STEVENS STREET, and 701-703 SOUTH EAST STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

HOLY ROSARY CHURCH, by David Gilman, requests a rezoning of 1.98 acres, being in the I-3-U District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 51, 1997.

97-Z-8

5101 WEST 52nd STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9

RICHARD A. WEST, by William F. LeMond, requests a rezoning of 28 acres, being in the D-7(F) (F) and D-A(F) (F) Districts, to the D-5(F) (F) classification to provide for a single-family residential development.

REZONING ORDINANCE NO. 52, 1997.

97-Z-9

7243 EAST 10th STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

MOST REVEREND DANIEL M. BUECHLEIN ARCHBISHOP, ROMAN CATHOLIC ARCHDIOCESE of INDIANAPOLIS, by James L. Tuohy, requests a rezoning of 7.98 acres, being in the SU-1 and D-3 Districts, to the SU-1 classification to provide for a church and related uses.

REZONING ORDINANCE NO. 53, 1997.

97-Z-18 (AMENDED)

7940 NORTH ALLISONVILLE ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

MAHOGANY HOLDING COMPANY, by John W. Van Buskirk, requests a rezoning of 2.7 acres, being in the D-A District, to the D-1 classification to provide for the construction of single-family residential development.

REZONING ORDINANCE NO. 54, 1997.

97-Z-20

1347-1377 WEST OLIVER AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25

METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.87 acre, being in the C-1(RC) District, to the D-8(RC) classification to provide for residential uses consistent with the recommendations of the West Indianapolis Neighborhood Congress Sub-area Plan.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 71, 1997. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 71, 1997 on February 18, 1997. The proposal approves an increase of \$10,000 in the County Surveyor's 1997 Budget (County General Fund) for purposes of surveying, drafting, consolidating, and preparing legal descriptions for the disposal of surplus City properties financed by a contract with the Department of Capital Asset Management. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer asked if this surplus property referred to land or equipment. Councillor Hinkle stated that it referred to surplus land.

The President called for public testimony at 7:56 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Coughenour, for adoption. Proposal No. 71, 1997 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford, Williams

0 NAYS:

2 NOT VOTING: Short, Talley

1 ABSENT: Curry

Proposal No. 71, 1997 was retitled FISCAL ORDINANCE NO. 16, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997 (City-County Fiscal Ordinance No. 94, 1996) appropriating an additional Ten Thousand Dollars (\$10,000) in the County General Fund for purposes of the County Surveyor 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 1.02. (b,j) of the City-County Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Surveyor and County Auditor to survey, draft, consolidate and prepare legal descriptions for the disposal of surplus City properties.

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 appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services - Fringes	1,258
<u>COUNTY SURVEYOR</u>	
1. Personal Services	<u>8,742</u>
TOTAL INCREASE	10,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>10,000</u>
TOTAL REDUCTION	10,000

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

The President stated that Councillor Curry, Chairman of the Rules and Public Policy Committee, is out of town on cable franchise business, and that Councillor McClamroch will make reports for the Committee in his absence.

PROPOSAL NO. 100, 1997. Councillor McClamroch reported that the Rules and Public Policy Committee heard Proposal No. 100, 1997 on March 4, 1997. The proposal approves an increase of \$4,319,751 in the Information Services Agency's 1997 Budget (Information Services Internal Services Fund) to fund increases in the SCT contract funded by additional revenues from county agencies and city departments that requested the amendments to the contract. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:58 p.m. There being no one present to testify, Councillor McClamroch moved, seconded by Councillor Dowden, for adoption. Proposal No. 100, 1997, as amended, was adopted on the following roll call vote; viz:

- 27 YEAS: Black, Borst, Boyd, Brens, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
- 1 NAY: Bradford
- 1 ABSENT: Curry

Proposal No. 100, 1997, as amended, was retitled FISCAL ORDINANCE NO. 17, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997 (City-County Fiscal Ordinance No. 94, 1996) appropriating an additional Four Million Three Hundred Nineteen Thousand Seven Hundred Fifty-one Dollars (\$4,319,751) in the Information Services Internal Services Fund for purposes of the Information Services Agency and reducing the unappropriated and unencumbered balance in the Information Services Internal Services Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02. (ff) of the City-County Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Information Services Agency to fund initiatives requested by various City Departments and County Agencies.

SECTION 2. The sum of Four Million Three Hundred Nineteen Thousand Seven Hundred Fifty-one Dollars (\$4,319,751) 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 appropriation is hereby approved:

<u>INFORMATION SERVICES AGENCY</u>	<u>INFORMATION SERVICES INTERNAL SERVICES FUND</u>
3. Other Services and Charges	<u>4,319,751</u>
TOTAL INCREASE	4,319,751

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

	<u>INFORMATION SERVICES INTERNAL SERVICES FUND</u>
Unappropriated and Unencumbered	
Information Services Internal Services Fund	<u>4,319,751</u>
TOTAL REDUCTION	4,319,751

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

Councillor Hinkle asked for consent to vote on Proposal Nos. 103 and 104, 1997 together. Consent was given.

Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal Nos. 103 and 104, 1997 on March 3, 1997. PROPOSAL NO. 103, 1997. The proposal approves an increase of \$13,892,894 in the 1997 Budget of the Department of Metropolitan Development, Planning Division, Administrative Services Division, Division of Community Development and Human Services, and Permits Division (Consolidated County Fund, Redevelopment General Fund, State Grants Fund, and Federal Grants Fund) to fund various projects financed by fund balances. PROPOSAL NO. 104, 1997. The proposal approves the disbursement of \$507,000 in Community Development Block Grant Funds. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:02 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Williams, for adoption. Proposal Nos. 103 and 104, 1997 were adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Short, Smith, Talley, Tilford, Williams
4 NAYS: Bradford, Coonrod, Schneider, Shambaugh
1 ABSENT: Curry

Proposal No. 103, 1997 was retitled FISCAL ORDINANCE NO. 18, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997 (City-County Fiscal Ordinance No. 94, 1996) appropriating an additional Thirteen Million Eight Hundred Ninety-two

Thousand Eight Hundred Ninety-four Dollars (\$13,892,894) in the Consolidated County Fund, Redevelopment General Fund, State Grants Fund, and Federal Grants Funds for purposes of the Department of Metropolitan Development; Planning Division, Administration Services Division, Division of Community Development and Human Services, Permits Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund, Redevelopment General Fund, State Grants Fund, and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (j) of the City-County Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Planning Division, Administrative Services Division, Division of Community Development and Human Services, and Permits Division to fund various projects.

SECTION 2. The sum of Thirteen Million Eight Hundred Ninety-two Thousand Eight Hundred Ninety-four Dollars (\$13,892,894) 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 appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>CONSOLIDATED COUNTY FUND</u>
<u>PLANNING DIVISION</u>	
3. Other Services and Charges	<u>59,100</u>
TOTAL INCREASE	59,100

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>CONSOLIDATED COUNTY FUND</u>
<u>ADMINISTRATIVE SERVICES DIVISION</u>	
3. Other Services and Charges	<u>200,000</u>
TOTAL INCREASE	200,000

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>CONSOLIDATED COUNTY FUND</u>
<u>DIVISION OF COMMUNITY DEVELOPMENT</u>	
<u>AND HUMAN SERVICES</u>	
3. Other Services and Charges	<u>455,000</u>
TOTAL INCREASE	455,000

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>REDEVELOPMENT GENERAL FUND</u>
<u>DIVISION OF COMMUNITY DEVELOPMENT</u>	
<u>AND HUMAN SERVICES</u>	
3. Other Services and Charges	325,000
4. Capital Outlay	<u>1,286,353</u>
TOTAL INCREASE	1,611,353

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>STATE GRANTS FUND</u>
<u>DIVISION OF COMMUNITY DEVELOPMENT</u>	
<u>AND HUMAN SERVICES</u>	
3. Other Services and Charges	<u>100,000</u>
TOTAL INCREASE	100,000

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>CONSOLIDATED COUNTY FUND</u>
<u>PERMITS DIVISION</u>	
3. Other Services and Charges	600,000
4. Capital Outlay	<u>16,000</u>
TOTAL INCREASE	616,000

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>FEDERAL GRANTS FUND</u>
<u>PERMITS DIVISION</u>	
3. Other Services and Charges	<u>100,000</u>
TOTAL INCREASE	100,000

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>FEDERAL GRANTS FUND</u>
<u>DIVISION OF COMMUNITY DEVELOPMENT</u>	
<u>AND HUMAN SERVICES</u>	
3. Other Services and Charges	10,251,441
4. Capital Outlay	<u>500,000</u>
TOTAL INCREASE	10,751,441

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

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered Consolidated County Fund	<u>1,330,100</u>
TOTAL REDUCTION	1,330,100

	<u>REDEVELOPMENT GENERAL FUND</u>
Unappropriated and Unencumbered Redevelopment General Fund	<u>1,611,353</u>
TOTAL REDUCTION	1,611,353

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered Federal Grants Fund	<u>10,851,441</u>
TOTAL REDUCTION	10,851,441

	<u>STATE GRANTS FUND</u>
Unappropriated and Unencumbered State Grants Fund	<u>100,000</u>
TOTAL REDUCTION	100,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 104, 1997 was retitled SPECIAL RESOLUTION NO. 19, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 1997

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 30, 1996, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 94, 1996, 1997 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01 of the Budget Ordinance, as approved by the Council, reads as follows:

Sec. 4.01. State, local and federal grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such proposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted the 1997 Community Development Block Grant Community Development Committee Recommendations, Supplement No. 1, which would utilize a portion of the Community Development Grant Funds, to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and

WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the projects listed on the 1997 Community Development Block Grant Community Development Committee Recommendations, Supplement No. 1, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, submitted by the Department of Metropolitan Development, should be approved; now, therefore:

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

SECTION 1. That the 1997 Community Development Block Grant Community Development Committee Recommendations, Supplement No. 1, for distribution of certain Community Development Block Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01 of the Budget Ordinance.

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

EXHIBIT A

1997 COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY DEVELOPMENT COMMITTEE RECOMMENDATIONS
SUPPLEMENT I

- | | |
|--|----------|
| 1. <u>Community Action of Greater Indianapolis</u> | \$50,000 |
| Repairs to 8 low/moderate income owner occupied residences. | |
| 2. <u>Eastside Community Investments, Inc.</u> | \$75,000 |
| Repairs to 48 low/moderate income owner occupied residences. | |
| 3. <u>Indianapolis Neighborhood Resource Center</u> | \$10,000 |
| Provide training, technical assistance, and information to neighborhood based organizations to strengthen the neighborhood's capacity to address housing development and neighborhood revitalization activities. | |
| 4. <u>King Park Area Development Corporation</u> | \$60,000 |
| Repairs to 6 low/moderate income owner occupied residences. | |
| 5. <u>Mapleton Fall Creek Development Corporation</u> | \$70,000 |
| Repairs to 7 low/moderate income owner occupied residences. | |

6. <u>Near North Development Corporation</u>	\$42,000
New Construction of 2 units for homeownership for low/moderate income families	
7. <u>Near North Development Corporation</u>	\$200,000
Acquisition, predevelopment, and site preparation expenses for the redevelopment of a commercial strip located at the 2500 block of the North Capitol.	
Total	\$507,000

**SPECIAL SERVICE DISTRICT COUNCILS
SPECIAL ORDERS - PUBLIC HEARING**

SOLID WASTE SPECIAL SERVICE DISTRICT

The President convened the Solid Waste Collection Special Service District Council.

PROPOSAL NO. 102, 1997. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 102, 1997 on March 3, 1997. The proposal approves an increase of \$750,000 in the 1997 Budget of the Department of Metropolitan Development, Division of Community Development and Human Services (Solid Waste Collection Service District Fund) to fund removal of debris from the department's Unsafe Building Program financed from fund balance. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer asked if it is common to take this money from the Solid Waste Fund. Councillor Coughenour stated that it is.

Councillor Schneider asked about the specific locations of demolished houses that constitute this debris. Councillor Coughenour stated that the houses are mostly drug sites. Sherry Kohlmeyer, Department of Metropolitan Development (DMD), stated that the debris is the result of houses that have been condemned and demolished. Councillor Schneider asked who determines the homes as condemned. Ms. Kohlmeyer stated that the houses are condemned by Health and Hospital Corporation (H&H) and that a lien is placed on the property. Councillor Schneider asked for how many of the sites are they able to collect these lien fees. Ms. Kohlmeyer said she does not know exactly, but can research that information.

Councillor Franklin asked if H&H still had the authority to demolish homes they deem as condemned. The President stated that it is a dual role, and a process that involves both the City and H&H. He asked Councillor Hinkle to look into this issue and report back to Councillor Franklin.

Councillor Franklin stated that he is not convinced that H&H uses all measures available to locate absentee owners, and that as long as there are homeless people in the City, houses should not be demolished, but used for housing. The President stated that some of these houses are a danger to the community, which is the reason for the demolition.

Councillor Schneider stated that he is also opposed to the proposal because he does not believe all avenues are used to locate home owners and mistakes are made in demolishing homes that should not have been demolished. Councillor Hinkle stated that the procedures that lead to the

demolition of property go through an extensive court of law process. He added that the neighborhoods need to be cleaned up, and he volunteered to obtain H&H procedures in this matter for the Council's revisitiation. The President asked that Councillor Hinkle convey these concerns to H&H, and that the Metropolitan Development Committee review this process.

Councillor Gilmer stated that, in his experience, the neighbor complaints have far outweighed complaints of property owners in the event of a demolition. Councillor Gray stated that there are other ways to eliminate drug houses than by simply tearing them down.

The President called for public testimony at 8:16 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 102, 1997 was adopted on the following roll call vote; viz:

- 19 YEAS: Boyd, Brents, Cockrum, Coughenour, Dowden, Gilmer, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Short, Smith, Talley, Tilford, Williams
- 7 NAYS: Bradford, Coonrod, Franklin, Golc, Gray, Schneider, Shambaugh
- 2 NOT VOTING: Black, Borst
- 1 ABSENT: Curry

Proposal No. 102, 1997 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1997, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. I, 1997

A FISCAL ORDINANCE amending the Solid Waste Collection Special Service District Annual Budget for 1997 (Solid Waste Collection Special Service District Fiscal Ordinance No. 3, 1996) appropriating an additional Seven Hundred Fifty Thousand Dollars (\$750,000) in the Solid Waste Collection Service District Fund for purposes of the Department of Metropolitan Development, Division of Community Development and Human Services and reducing the unappropriated and unencumbered balance in the Solid Waste Collection Service District Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I of the Solid Waste Collection Special Service District Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Division of Community Development and Human Services.

SECTION 2. The sum of Seven Hundred Fifty Thousand Dollars (\$750,000) 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 appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u> <u>DIVISION OF COMMUNITY DEVELOPMENT</u> <u>AND HUMAN SERVICES</u>	<u>SOLID WASTE COLLECTION</u> <u>SERVICE DISTRICT FUND</u>
3. Other Services and Charges	<u>750,000</u>
TOTAL INCREASE	750,000

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

	<u>SOLID WASTE COLLECTION</u> <u>SERVICE DISTRICT FUND</u>
Unappropriated and Unencumbered	
Solid Waste Collection Service District Fund	<u>750,000</u>
TOTAL REDUCTION	<u>750,000</u>

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

SPECIAL ORDERS - PUBLIC HEARING

CITY-COUNTY COUNCIL

The President reconvened the City-County Council.

PROPOSAL NO. 106, 1997. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 106, 1997 on February 25, 1997. The proposal approves an increase of \$3,020,000 in the Department of Parks and Recreation's 1997 Budget (Parks General Fund) to fund various park capital improvement projects funded by a Lilly Endowment grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President asked if the projects for these funds have already been designated. Councillor Shambaugh stated that they have. Councillor Black asked if any of the money would go to projects in Lawrence. Councillor Schneider stated that these are private funds that can be designated as the donor wishes.

The President called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Schneider, for adoption. Proposal No. 106, 1997 was adopted on the following roll call vote; viz:

22 YEAS: Black, Boyd, Bradford, Cockrum, Coonrod, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

6 NOT VOTING: Borst, Brents, Coughenour, Gray, SerVaas, Williams

1 ABSENT: Curry

Proposal No. 106, 1997 was retitled FISCAL ORDINANCE NO. 20, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 20, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997, (City-County Fiscal Ordinance No. 94, 1996) appropriating an additional Three Million Twenty Thousand Dollars (\$3,020,000) in the Parks General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Parks General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(n) of the City-County Annual Budget for 1997 be, and is hereby, amended

March 17, 1997

by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for various park capital improvement projects.

SECTION 2. The sum of Three Million Twenty Thousand Dollars (\$3,020,000) 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 appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARKS GENERAL FUND</u>
3. Other Services and Charges	389,810
4. Capital Outlay	<u>2,630,190</u>
TOTAL INCREASE	3,020,000

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

	<u>PARKS GENERAL FUND</u>
Unappropriated and Unencumbered	
Parks General Fund	<u>3,020,000</u>
TOTAL REDUCTION	3,020,000

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

PROPOSAL NO. 107, 1997. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 107, 1997 on February 25, 1997. The proposal approves an increase of \$3,237,000 in the Department of Parks and Recreation's 1997 Budget (City Cumulative Capital Development Fund) to fund various park capital improvements funded from the fund balance. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Shambaugh made the following motion:

Mr. President:

I move to amend Proposal No. 107, 1997, Committee Report, as amended, specifically Section 3, by increasing "Other Services and Charges" by \$32,800 to \$780,000, and reducing "Capital Outlay" by \$32,800 to \$2,457,000.

Councillor Golc seconded the motion, and Proposal No. 107, 1997 was amended by a unanimous voice vote.

The President called for public testimony at 8:21 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Golc, for adoption. Proposal No. 107, 1997, as amended, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*
 0 NAYS:
 4 NOT VOTING: *Black, Coonrod, Franklin, Williams*
 1 ABSENT: *Curry*

Proposal No. 107, 1997, as amended, was retitled FISCAL ORDINANCE NO. 21, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 21, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997, (City-County Fiscal Ordinance No. 94, 1996) appropriating an additional Three Million Two Hundred Thirty-seven Thousand Dollars (\$3,237,000) in the City Cumulative Capital Improvement Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Improvement 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 I.01. (n) of the City-County Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for various park capital improvement projects.

SECTION 2. The sum of Three Million Two Hundred Thirty-seven Thousand Dollars (\$3,237,000) 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 appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
3. Other Services and Charges	780,000
4. Capital Outlay	<u>2,457,000</u>
TOTAL INCREASE	3,237,000

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

	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Improvement Fund	<u>3,237,000</u>
TOTAL REDUCTION	3,237,000

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

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 109 and 112, 1997 on February 26, 1997. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 109, 1997. The proposal approves an increase of \$209,495 in the 1997 Budget of the Department of Public Safety, Police Division (Federal Grants Fund) to fund special projects financed by revenues from a federal grant. PROPOSAL NO. 112, 1997. The proposal approves an increase of \$161,650 in the City Controller's 1997 Budget (Metropolitan Emergency Communications Agency Indianapolis Emergency Telephone System Fund) to establish a back-up communication facility at 4925 Shelby Street financed by the fund balance. By unanimous votes, the Committee reported Proposal No. 109, 1997 to the Council with the recommendation that it do pass and Proposal No. 112, 1997 to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 109, 1997 and Proposal No. 112, 1997, as amended, were adopted on the following roll call vote; viz:

- 23 YEAS: *Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
- 0 NAYS:
- 5 NOT VOTING: *Black, Cockrum, Gilmer, Moores, Moriarty Adams*
- 1 ABSENT: *Curry*

Councillor Moriarty Adams stated that she abstained due to a conflict of interest.

Proposal No. 109, 1997 was retitled FISCAL ORDINANCE NO. 22, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 22, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997 (City-County Fiscal Ordinance No. 94, 1996) appropriating an additional Two Hundred Nine Thousand Four Hundred Ninety-five Dollars (\$209,495) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.0I. (m) of the City-County Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division to fund special projects.

SECTION 2. The sum of Two Hundred Nine Thousand Four Hundred Ninety-five Dollars (\$209,495) 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 appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	<u>FEDERAL GRANTS FUND</u>
<u>POLICE DIVISION</u>	
1. Personal Services	105,864
2. Supplies	4,700
3. Other Services and Charges	81,731
4. Capital Outlay	<u>17,200</u>
TOTAL INCREASE	209,495

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

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	<u>209,495</u>
TOTAL REDUCTION	209,495

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

Proposal No. 112, 1997, as amended, was retitled FISCAL ORDINANCE NO. 23, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 23, 1997

A FISCAL ORDINANCE amending the Metropolitan Emergency Communications Agency Annual Budget for 1997 (City-County Fiscal Ordinance No. 93, 1996) appropriating an additional One Hundred Sixty-one Thousand Six Hundred Fifty Dollars (\$161,650) in the Metropolitan Emergency Communications Agency Indianapolis Emergency Telephone System Fund for purposes of the Office of the City Controller and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Indianapolis Emergency Telephone System Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Metropolitan Emergency Communications Agency Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Office of the City Controller.

SECTION 2. The sum of additional One Hundred Sixty-one Thousand Six Hundred Fifty Dollars (\$161,650) 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 appropriation is hereby approved:

OFFICE OF THE CITY CONTROLLER

METROPOLITAN EMERGENCY
COMMUNICATIONS AGENCY
INDIANAPOLIS EMERGENCY
TELEPHONE SYSTEM FUND

3. Other Services and Charges	<u>161,650</u>
TOTAL INCREASE	161,650

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

Unappropriated and Unencumbered Metropolitan Emergency Communications Agency Indianapolis Emergency Telephone System Fund	<u>161,650</u>
TOTAL REDUCTION	161,650

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

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 118 and 119, 1997 on March 5, 1997. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 118, 1997. The proposal approves an increase of \$16,922,695 in the 1997 Budget of the Department of Capital Asset Management, Asset Management Division (Transportation General Fund, Sanitation Liquid Waste Fund, Parking Meter Fund, and Flood General Fund) to fund various capital projects funded by fund balances. PROPOSAL NO. 119, 1997. The proposal approves an increase of \$3,694,000 in the 1997 Budget of the Capital Asset Management, Asset Management Division (Advanced Wastewater Treatment Facilities Revenue Fund) to fund certain listed capital expenditures financed by the fund balance. By 6-1 votes, the Committee reported Proposal No. 118, 1997 to the Council with the recommendation that it do pass as amended and Proposal No. 119, 1997 to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Coughenour, for adoption. Proposal

No. 118, 1997, as amended, and Proposal No. 119, 1997 were adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Black*

1 ABSENT: *Curry*

Proposal No. 118, 1997, as amended, was retitled FISCAL ORDINANCE NO. 24, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 24, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997 (City-County Fiscal Ordinance No. 94, 1996) appropriating an additional Seventeen Million One Hundred Twenty-two Thousand Six Hundred Ninety-five Dollars (\$17,122,695) in the Transportation General Fund, Sanitation Liquid Waste Fund, Parking Meter Fund, and Flood General Fund, for purposes of the Department of Capital Asset Management, Asset Management Division, and transferring Two Hundred Thousand Dollars (\$200,000) in DCAM's Finance and Administration Division's Transportation General Fund, and reducing the unappropriated and unencumbered balance in the Transportation General Fund, Sanitation Liquid Waste Fund, Parking Meter Fund, and Flood General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01. (l) of the City-County Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Capital Asset Management, Asset Management Division to fund various capital improvement projects.

SECTION 2. The sum of Seventeen Million One Hundred Twenty-two Thousand Six Hundred Ninety-five Dollars (\$17,122,695) 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>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u>	<u>TRANSPORTATION GENERAL FUND</u>
<u>ASSET MANAGEMENT DIVISION</u>	

3. Other Services and Charges	860,000
4. Capital Outlay	<u>7,337,051</u>
TOTAL INCREASE	8,197,051

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u>	<u>SANITATION LIQUID WASTE FUND</u>
<u>ASSET MANAGEMENT DIVISION</u>	

3. Other Services and Charges	1,469,194
4. Capital Outlay	<u>5,000,000</u>
TOTAL INCREASE	6,469,194

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u>	<u>PARKING METER FUND</u>
<u>ASSET MANAGEMENT DIVISION</u>	

4. Capital Outlay	<u>941,652</u>
TOTAL INCREASE	941,652

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u>	<u>FLOOD GENERAL FUND</u>
<u>ASSET MANAGEMENT DIVISION</u>	

3. Other Services and Charges	511,600
4. Capital Outlay	<u>1,003,198</u>
TOTAL INCREASE	1,514,798

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

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u>	<u>TRANSPORTATION GENERAL FUND</u>
<u>FINANCE AND ADMINISTRATION DIVISION</u>	
2. Supplies	100,000
4. Capital Outlay	<u>100,000</u>
TOTAL REDUCTION	200,000

	<u>TRANSPORTATION GENERAL FUND</u>
Unappropriated and Unencumbered	
Transportation General Fund	<u>7,997,051</u>
TOTAL REDUCTION	7,997,051

	<u>SANITATION LIQUID WASTE FUND</u>
Unappropriated and Unencumbered	
Sanitation Liquid Waste Fund	<u>6,469,194</u>
TOTAL REDUCTION	6,469,194

	<u>FLOOD GENERAL FUND</u>
Unappropriated and Unencumbered	
Flood General Fund	<u>1,514,798</u>
TOTAL REDUCTION	1,514,798

	<u>PARKING METER FUND</u>
Unappropriated and Unencumbered	
Parking Meter Fund	<u>941,652</u>
TOTAL REDUCTION	941,652

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

Proposal No. 119, 1997 was retitled FISCAL ORDINANCE NO. 25, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 1997

A FISCAL ORDINANCE of the City of Indianapolis and the County of Marion, Indiana, appropriating in the Advanced Wastewater Treatment Facilities Reserve Fund for the purpose of making capital expenditures for the City's advanced wastewater treatment plant

WHEREAS, the City-County Council created a special fund designated as the "advanced wastewater treatment facilities reserve" in 1985; and

WHEREAS, the fund is for capital expenditures for the repair, remodeling, addition to or replacement of major facilities at the city's advanced wastewater treatment plant; and

WHEREAS, the capital expenditures shall be limited to capital equipment with an anticipated usable life in excess of at least fifteen (15) years; and

WHEREAS, the replacement cost of the capital expenditures is in excess of two hundred thousand dollars (\$200,000); and

WHEREAS, the fund has a fifteen million dollar (\$15,000,000) balance; and

WHEREAS, the city has identified capital expenditures necessary at the advanced wastewater treatment plant for the proper operation of such plant that meet the requirement of the fund; now, therefore:

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

SECTION 1. The Department of Capital Asset Management has determined the following capital projects are reasonable and necessary for the proper operation of the advanced wastewater treatment plant:

(a)	Rehab Switchgears-Belmont/Southport	314,000
(b)	Electrical Improvements - Plantwide	770,000
(c)	VFD's at Bio Roughing - Southport	400,000
(d)	Overhaul Diesel Engines	310,000
(e)	Incinerator Hearth Replacement	250,000
(f)	Repair Burners and Incinerators - AWT	550,000
(g)	Replace (4) Pheonix Belt Filter Presses-Phase II	<u>1,100,000</u>
		3,694,000

SECTION 2. The Department of Capital Asset Management is authorized to take any actions it determines necessary or appropriate to complete the project listed in Section 1, but shall not be authorized to add additional projects not listed, without approval of the City-County Council.

SECTION 3. The appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the capital projects described in Section 1 above. Any surplus of such projects shall be credited to the Advanced Wastewater Treatment Facilities Reserve Fund.

SECTION 4. The sum of Three Million Six Hundred Ninety Four Dollars (\$3,694,000) is hereby appropriated for the purposes set forth in Section 1.

SECTION 5. The appropriation is funded by reducing the balance in the Advanced Wastewater Treatment Facilities Reserve Fund.

SPECIAL SERVICE DISTRICT COUNCILS SPECIAL ORDERS - PUBLIC HEARING

POLICE SPECIAL SERVICE DISTRICT

The President convened the Police Special Service District Council.

PROPOSAL NO. 108, 1997. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 108, 1997 on February 26, 1997. The proposal approves an increase of \$91,266 in the 1997 Budget of the Department of Public Safety, Police Special Service District (Police Service District Fund) to fund overtime of street patrols funded by a neighborhood grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Golc asked if this is a part of the Weed 'N Seed program. Councillor Dowden responded that it is not, and that the money came from an anonymous neighbor who designated the funds specifically for overtime street patrols in his neighborhood.

The President called for public testimony at 8:30 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 108, 1997 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Curry

Proposal No. 108, 1997 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1997, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1997

A FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1997, (Police Special Service District Fiscal Ordinance No. 1, 1996) appropriating an additional Ninety One Thousand Two Hundred Twenty-six Dollars (\$91,226) in the Police Service District Fund for purposes of the Department of Public Safety and reducing the unappropriated and unencumbered balance in the Police Service District Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Police Special Service District Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety to pay overtime for street patrols..

SECTION 2. The sum of Ninety One Thousand Two Hundred Twenty-six Dollars (\$91,226) 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 appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	<u>POLICE SERVICE DISTRICT FUND</u>
1. Personal Services	<u>91,226</u>
TOTAL INCREASE	91,226

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

	<u>POLICE SERVICE DISTRICT FUND</u>
Unappropriated and Unencumbered Police Service District Fund	<u>91,226</u>
TOTAL REDUCTION	91,226

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SOLID WASTE SPECIAL SERVICE DISTRICT

The President reconvened the Solid Waste Collection Special Service District Council.

PROPOSAL NO. 115, 1997. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 115, 1997 on February 27, 1997. The proposal approves an increase of \$400,000 in the 1997 Budget of the Department of Public Works, Administration (Solid Waste Collection Service District Fund) to fund a contract for Geographic Information System (GIS) improvements funded from the fund balance. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:32 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 115, 1997 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Boyd, Moriarty Adams

1 ABSENT: Curry

Proposal No. 115, 1997 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1997, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1997

A FISCAL ORDINANCE amending the Solid Waste Collection Special Service District Annual Budget for 1997 (Solid Waste Collection Special Service District Fiscal Ordinance No. 3, 1996) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the Solid Waste Collection Service District Fund for purposes of the Department of Public Works, Director's Office and reducing the unappropriated and unencumbered balance in the Solid Waste Collection Service District Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section (1) of the Solid Waste Collection Special Service District Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Administration to fund a contract for Geographic Information Systems (GIS) improvements.

SECTION 2. The sum of Four Hundred Thousand Dollars (\$400,000) 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 appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u> <u>ADMINISTRATION</u>	<u>SOLID WASTE COLLECTION</u> <u>SERVICE DISTRICT FUND</u>
3. Other Services and Charges	400,000
TOTAL INCREASE	400,000

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

	<u>SOLID WASTE COLLECTION</u> <u>SERVICE DISTRICT FUND</u>
Unappropriated and Unencumbered	
Solid Waste Collection Service District Fund	400,000
TOTAL REDUCTION	400,000

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

CITY-COUNTY COUNCIL

SPECIAL ORDERS - FINAL ADOPTION

The President reconvened the City-County Council.

PROPOSAL NO. 55, 1997. Councillor McClamroch reported that the Rules and Public Policy Committee heard Proposal No. 55, 1997 on March 4, 1997. The proposal provides for the inclusion of the City of Indianapolis as a member of the Historic Railroad Multi-jurisdictional Port Authority. Councillor McClamroch moved, seconded by Councillor Short, to postpone Proposal No. 55, 1997 until April 14, 1997. Proposal No. 55, 1997 was postponed by a unanimous voice vote.

PROPOSAL NO. 94, 1997. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 94, 1997 on March 3, 1997. The proposal amends the Wellfield Protection Zoning Ordinance by replacing the special exception procedure with a development plan review process (97-AO-1). Councillor Hinkle stated that the original Wellfield ordinance had been amended and a new Proposal No. 94, 1997 was substituted to extend the expiration date to June 30. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Borst asked if the same Wellfield ordinance will be reintroduced. Councillor Hinkle stated that it will essentially be the same, but that the Committee did not have ample time to discuss the proposal due to the finalization of a recommendation concerning the Indianapolis Public Housing Agency.

Councillor Hinkle moved, seconded by Councillor Coughenour, for adoption. Proposal No. 94, 1997, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Curry

Proposal No. 94, 1997, as amended, was retitled GENERAL ORDINANCE NO. 34, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 34, 1997

METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NO. 97-AO-I

THE WELLFIELD PROTECTION ZONING ORDINANCE
OF
MARION COUNTY, INDIANA

A GENERAL ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, as amended, the Zoning Ordinance for Marion County which ordinance includes the Wellfield Protection Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the

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MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning and districting of all lands within the County for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and, now, therefore:

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

SECTION 1. The Wellfield Protection Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Appendix D, (adopted under Metropolitan Development Commission Docket Numbers 95-AO-6, 95-AO-13A, 95-AO-13B, and 96-AO-6), be amended as follows:

A. That Section 4.00 be amended by deleting the language noted with strikeouts and inserting the underscored language as follow:

Sec. 4.00. Expiration. This ordinance expires on ~~March 31, 1997~~ June 30, 1997.

SECTION 2. If any section of this ordinance shall be invalid, its invalidity shall not effect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This ordinance shall be in full force and effect upon its adoption in compliance with IC 36-7-4.

PROPOSAL NO. 101, 1997. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 101, 1997 on March 4, 1997. The proposal approves a transfer of \$8,008 in the County Commissioners' 1997 Budget (County General Fund) to fund the reclassification of a position in that agency. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 101, 1997 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Boyd, Jones

1 ABSENT: Curry

Proposal No. 101, 1997 was retitled FISCAL ORDINANCE NO. 19, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 19, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997 (City-County Fiscal Ordinance No. 94, 1996) transferring and appropriating an additional Eight Thousand Eight Dollars (\$8,008) in the County General Fund for purposes of the County Commissioners and County Auditor and reducing certain other appropriations for the County Commissioners.

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 1.02. (b,c) of the City-County Annual Budget for 1997 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Commissioners and County Auditor to upgrade the position of secretary to administrative assistant consistent with the 1996 job integrity study.

SECTION 2. The sum of Eight Thousand Eight Dollars (\$8,008) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	7,000
<u>COUNTY AUDITOR</u>	
1. Personal Services - Fringes	<u>1,008</u>
TOTAL INCREASE	8,008

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

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>8,008</u>
TOTAL DECREASE	8,008

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

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 110 and 114, 1997 on February 26, 1997. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 110, 1997. The proposal approves an increase of \$60,000 in the County Sheriff's 1997 Budget (County General Fund) for purposes of upgrading the Sheriff's Department's computer network by purchasing software and other computer supplies financed by a transfer of funds set aside in the County Auditor's budget during the budget process for technology upgrade. PROPOSAL NO. 114, 1997. The proposal authorizes the submission of the grant application to the State Department of Corrections in order to renew the Community Corrections Program for fiscal 1997-1998. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 110 and 114, 1997 were adopted on the following roll call vote; viz:

22 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Jones, Massie, McClamroch, Moores, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

6 NOT VOTING: Brents, Gray, Hinkle, Moriarty Adams, Schneider, Williams

1 ABSENT: Curry

Proposal No. 110, 1997 was retitled FISCAL ORDINANCE NO. 26, 1997, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 1997

A FISCAL ORDINANCE amending the City-County Annual Budget for 1997 (City-County Fiscal Ordinance No. 94, 1996) transferring and appropriating an additional Sixty Thousand Dollars (\$60,000) in the County General Fund for purposes of the County Sheriff and reducing certain other appropriations for the County Auditor.

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 1.02. (b,y) of the City-County Annual Budget for 1997 be, and is hereby,

amended by the increases and reductions hereinafter stated for purposes of the County Sheriff and County Auditor to upgrade the Sheriff's computer network by purchasing software and other computer supplies.

SECTION 2. The sum of Sixty Thousand Dollars (\$60,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>60,000</u>
TOTAL INCREASE	60,000

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

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>60,000</u>
TOTAL DECREASE	60,000

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

Proposal No. 114, 1997 was retitled COUNCIL RESOLUTION NO. 34, 1997, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 34, 1997

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1997-1998, and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1997-1998 grant application to the State of Indiana, Department of Corrections.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to IC 11-12-1; and

WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Program for fiscal year 1996-1997, and is currently operating a Community Corrections Program funded by this grant; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for fiscal year 1997-1998, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted the grant application to the State of Indiana, Department of Corrections for its consideration; now, therefore:

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

SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the State of Indiana, Department of Corrections are hereby approved and the Board is authorized to proceed in accordance with IC 11-12-2 and the terms of the application.

SECTION 2. In the event that the State of Indiana, Department of Corrections approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community Corrections Program for a period of one year beginning on July 1, 1997.

SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by use of revenues from any local tax regardless of source, except for some programs that the City-County Council wishes to fund. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Community Corrections Advisory Board or the County Auditor, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order, or financial commitment by the Community Corrections

Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received or available.

SECTION 4. Notwithstanding IC 11-12-1-3, any agreement or other contract contemplating the lease, purchase, or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after approval of the City-County Council pursuant to IC 36-1-10-7 and IC 36-1-3.

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

PROPOSAL NO. 116, 1997. Councillor McClamroch reported that the Rules and Public Policy Committee heard Proposal No. 116, 1997 on March 4, 1997. The proposal approves a public purpose grant in the amount of \$25,000 to Central Indiana Radio Reading, a division of Metropolitan Indianapolis Public Broadcasting, Inc., for the purpose of providing radio reading programs for the blind and print-disabled in Marion County. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McClamroch moved, seconded by Councillor Dowden, for adoption. Proposal No. 116, 1997 was adopted on the following roll call vote; viz:

23 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

5 NOT VOTING: Golc, Moriarty Adams, Schneider, SerVaas, Williams

1 ABSENT: Curry

Proposal No. 116, 1997 was retitled SPECIAL RESOLUTION NO. 18, 1997, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 18, 1997

A SPECIAL RESOLUTION approving a public purpose grant to Central Indiana Radio Reading (CIRRI), a division of Metropolitan Indianapolis Public Broadcasting, Inc., in the amount of \$25,000 for the purpose of providing radio reading programs for the blind and print-disabled in Marion County, Indiana.

WHEREAS, the Cable Franchise Board for the City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of \$25,000 to Central Indiana Radio Reading, a division of Metropolitan Indianapolis Public Broadcasting, Inc., to provide radio reading programs for the blind and print-disabled in Marion County, Indiana. (the Grant); and

WHEREAS, Section 2-428 of the Code of the Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the City-County Council, and the Grant was appropriated by City-County Fiscal Ordinance No. 94, 1996, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana; and

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 94, 1996, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana, approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

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

SECTION 1. The Grant in the amount of \$25,000 to Central Indiana Radio Reading, a division of Metropolitan Indianapolis Public Broadcasting, Inc., is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

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

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 120-128, 1997 on March 5, 1997.

PROPOSAL NO. 120, 1997. The proposal, sponsored by Councillor Cockrum authorizes a traffic signal at Hanna Avenue and Hanna Circle (5600 West) (District 19). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Cockrum, for adoption. Proposal No. 120, 1997 was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

4 NOT VOTING: *Black, Boyd, Bradford, Moriarty Adams*

1 ABSENT: *Curry*

Proposal No. 120, 1997 was retitled GENERAL ORDINANCE NO. 35, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1997

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
37	Hanna Av, Hanna Cir (5600 W)	None	Signal

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

Councillor Gilmer asked for consent to vote on Proposal Nos. 121, 122, and 124, 1997 together. Consent was given.

PROPOSAL NO. 121, 1997. The proposal, sponsored by Councillor Smith, authorizes intersection controls for Buck Creek Meadows Subdivision, Section 1 (District 23). PROPOSAL NO. 122, 1997. The proposal, sponsored by Councillor Dowden, authorizes a multi-way stop at 75th Street and Sargent Road (District 4). PROPOSAL NO. 124, 1997. The proposal, sponsored by Councillor Bradford, authorizes the removal of the multi-way stop at 68th Street and Riley

Avenue (District 7). By unanimous votes the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Bradford, for adoption. Proposal Nos. 121, 122, and 124, 1997 were adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams

0 NAYS:

4 NOT VOTING: Boyd, Hinkle, Moores, Talley

1 ABSENT: Curry

Proposal No. 121, 1997 was retitled GENERAL ORDINANCE NO. 36, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1997

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Arlington Av, Buck Rill Dr	Arlington Av	Stop

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

Proposal No. 122, 1997 was retitled GENERAL ORDINANCE NO. 37, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1997

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	75th St, Sargent Rd	Sargent Rd	Stop

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	75th St, Sargent Rd	None	All Way Stop

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

Proposal No. 124, 1997 was retitled GENERAL ORDINANCE NO. 38, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1997

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

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	68th St, Riley Av	None	All Way Stop

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	68th St, Riley Av	Riley Av	Stop

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

PROPOSAL NO. 123, 1997. The proposal, sponsored by Councillor Bradford, authorizes a multi-way stop at Burlington Avenue and Maple Drive (District 7). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor Bradford, to strike. Proposal No. 123, 1997 was stricken by a unanimous voice vote.

PROPOSAL NO. 125, 1997. The proposal, sponsored by Councillor Jones, authorizes a one-way restriction westbound for Roosevelt Avenue from Sherman Drive to the first alley west (District 10). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Jones, for adoption. Proposal No. 125, 1997 was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
0 NAYS:
3 NOT VOTING: *Black, Dowden, Gray*
1 ABSENT: *Curry*

Proposal No. 125, 1997 was retitled GENERAL ORDINANCE NO. 39, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1997

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

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

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

ONE-WAY
WESTBOUND
Roosevelt Avenue, from
Sherman Drive to First Alley West

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

PROPOSAL NO. 126, 1997. The proposal, sponsored by Councillor Brents, authorizes a change from a one-way street to a two-way street on Woodlawn Avenue from Shelby Street to Virginia Avenue; and authorizes a multi-way stop at Shelby Street and Woodlawn Avenue (District 16). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 126, 1997 was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams*
0 NAYS:
4 NOT VOTING: *Black, Gilmer, Gray, Talley*
1 ABSENT: *Curry*

Proposal No. 126, 1997 was retitled GENERAL ORDINANCE NO. 40, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 1997

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls; and Sec. 29-166, One-way streets and alleys designated.

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

March 17, 1997

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Shelby St. Woodlawn Av	Shelby St	Stop

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Shelby St, Woodlawn Av	None	All Way Stop

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-166, One-way streets and alleys designated, be, and the same is hereby, amended by the deletion of the following, to wit:

ONE-WAY
WESTBOUND
Woodlawn Avenue, from
Shelby Street to Virginia Street

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

PROPOSAL NO. 127, 1997. The proposal, sponsored by Councillor Brents, authorizes a change in parking meter hours from 7:00 a.m. - 6:00 p.m. to 9:00 a.m. - 5:00 p.m. for Indiana Avenue from New York Street to North Street (both sides) (District 16). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 127, 1997 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Gilmer

1 ABSENT: Curry

Proposal No. 127, 1997 was retitled GENERAL ORDINANCE NO. 41, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 1997

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-294, When time limits and charges shall be in effect.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-294, When time limits and charges shall be in effect, be, and the same is hereby, amended by the deletion of the following, to wit:

EXCEPT SATURDAYS,
SUNDAYS, AND HOLIDAYS
from 7:00 a.m. to 6:00 p.m.

Indiana Avenue, on both sides,
from New York Street to North Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-294, When time limits and charges shall be in effect, be, and the same is hereby, amended by the addition of the following, to wit:

- (5) Or in places where residential uses exist and the parking is not prohibited in the a.m. peak hour, then the parking meters will operate 9:00 a.m. to 5:00 p.m.

EXCEPT SATURDAYS,
SUNDAYS, AND HOLIDAYS
from 9:00 a.m. to 5:00 p.m.

Indiana Avenue, on both sides,
from New York Street to North Street

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

PROPOSAL NO. 128, 1997. The proposal, sponsored by Councillor Dowden, authorizes parking restrictions on 65th Street (both sides) from Johnson Road to 860 feet east of Johnson Road (District 4). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption. Proposal No. 128, 1997 was adopted on the following roll call vote; viz:

27 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Gray*

1 ABSENT: *Curry*

Proposal No. 128, 1997 was retitled GENERAL ORDINANCE NO. 42, 1997, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 1997

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-268, Stopping, standing, or parking prohibited at all times on certain designated streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby, amended by the addition of the following, to wit:

Sixty-fifth Street, on both sides,
from Johnson Road to 860 feet East of Johnson Road

March 17, 1997

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

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Moores in memory of Chief Warrant Officer Thomas L. Miller;
- (2) Councillor Moriarty Adams in memory of Virginia Mae Curran and Larry Everhart;
- (3) Councillors Gilmer, Coughenour, and SerVaas in memory of William Spencer;
- (4) Councillors Franklin and Boyd in memory of Roger W. Brown;
- (5) Councillors Jones, Williams, Bradford, and Talley in memory of Robert G. Black;
- (6) Councillor Dowden in memory of Ward W. Mowery, Sr.;
- (7) Councillor Talley in memory of Kenny Breland;
- (8) Councillors Brents, Black, and Boyd in memory of Rev. Dr. Joseph H. Finnell; and
- (9) Councillor Tilford in memory of James C. Nash.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Chief Warrant Officer Thomas L. Miller, Virginia Mae Curran, Larry Everhart, William Spencer, Roger W. Brown, Robert G. Black, Ward W. Mowery, Sr., Kenny Breland; Rev. Dr. Joseph H. Finnell, and James C. Nash,. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:00 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 17th day of March, 1997.

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



President

ATTEST:



Clerk of the Council

(SEAL)