

**FIRE SPECIAL SERVICE DISTRICT COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
SPECIAL MEETING**

Monday, September 28, 1981

A Special Meeting of the Fire Special Service District Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building, at 7:26 p.m., Monday, September 28, 1981. President Stewart in the Chair.

ROLL CALL

President Stewart instructed the Clerk to take the roll. Twenty members being present, she announced a quorum.

PRESENT: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Durnil, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

OFFICIAL COMMUNICATIONS

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

**TO THE MEMBERS OF THE FIRE SPECIAL SERVICE DISTRICT
COUNCIL OF INDIANAPOLIS-MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

You are hereby notified that there will be a SPECIAL MEETING of the Fire Special Service District Council held in the City-County Building, in the Council Chambers, on Monday, September 28, 1981, at 6:40 p.m. The purpose of such MEETING being to conduct any and all business that may properly come before the special meeting of the Council.

**s/Betty Stewart, President
Fire Special Service District Council**

INTRODUCTION OF PROPOSALS

F.S.S.D. SPECIAL RESOLUTION NO. 1, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION directing the appropriate officers of the Consolidated City to appeal to the State Board of Tax Commissioners for authority for excess levies for the Fire Special

Service District"; and the President referred it to the Committee of the Whole to be heard under Special Orders, Public Hearing.

SPECIAL ORDERS, PUBLIC HEARING

F.S.S.D. FISCAL ORDINANCE NO. 4, 1981. This proposal is for the 1982 Annual Budget for the Fire Special Service District. Councillor Hawkins moved, seconded by Councillor Howard, the following:

CITY—COUNTY COUNCIL MOTION

Madam President:

I move to amend F.S.S.D. FISCAL ORDINANCE NO. 4, 1981, "Committee Recommendations", by restoring to the budget of the Indianapolis Fire Department, Department of Public Safety, \$704,000 to Character 1, Personal Services, and \$600,000 to Character 4, Capital Outlays.

s/Councillor Hawkins

This motion failed on the following roll call vote; viz:

7 YEAS: *Mr. Boyd, Mr. Campbell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Page, Mr. Vollmer*

13 NAYS: *Dr. Borst, Mrs. Brinkman, Mr. Durnil, Mr. Holmes, Mr. McGrath, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. West*

The President then called for the Committee Report. Councillor West moved the following:

CITY—COUNTY COUNCIL MOTION

Madam President:

I move to amend F.S.S.D. FISCAL ORDINANCE NO. 4, 1981 by deleting the introduced version and substituting therefor the proposal entitled "F.S.S.D. FISCAL ORDINANCE NO. 4, 1981, Committee Recommendations."

s/Councillor West.

Councillor Borst seconded the motion, and it carried by voice vote. Mr. Richard Blankenbaker, Director of Public Safety, stated that they have viewed the cuts and accept them. He pointed out that the cuts for the Department of Public Safety will not all come from the same place, and he wanted the Council to allow him the opportunity to evaluate and make recommendations concerning where the cuts should come from. The President called for public testimony at 7:27 p.m.; there being none, she called for the vote. F.S.S.D. FISCAL ORDINANCE NO. 4, 1981, was adopted on the following roll call vote; viz:

13 YEAS: Dr. Borst, Mrs. Brinkman, Mr. Durnil, Mr. Holmes, Mr. McGrath, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. West

7 NAYS: Mr. Boyd, Mr. Campbell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Page, Mr. Vollmer

F.S.S.D. FISCAL ORDINANCE NO. 4, 1981, As Amended, reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 1981

A FISCAL ORDINANCE creating the annual budget of the Fire Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1982, and ending December 31, 1982, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Fire District and the Fire Pension Fund and fixing and establishing the annual rate of taxation and tax levy for the year 1982, for each fund for which a special tax levy is authorized and fixing a time when this ordinance shall take effect.

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

SECTION 1. For the expenses of the Fire Force of the City of Indianapolis for the fiscal year beginning January 1, 1982, and ending December 31, 1982, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Service District Fund for the purposes herein specified, subject to the law governing the same:

**1982 ANNUAL BUDGET
DEPARTMENT OF PUBLIC SAFETY
FIRE DIVISION**

	Prior Year Actual Disbrsmts.	Original Published Budget Approp.	Amount Approved By		Final Budget After Reduction Ordered By State Board of Tax Commissioners
			City-County Council	Tax Adj. Board	
DEPT. OF PUBLIC SAFETY			FIRE SERVICE DISTRICT FUND		
Fire Division					
1. Pers. Svcs.			18,815,332	18,111,332	
2. Supplies			527,431	527,431	
3. Other Services & Charges			2,435,127	2,435,127	
4. Capital Outlay			1,671,189	1,071,189	
TOTAL			23,449,079	22,145,079	

SECTION 2. For the expenses and obligations of the Fire Pensions of the City of Indianapolis, for the fiscal year beginning January 1, 1982, and ending December 31, 1982, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Pension Fund for the purposes herein specified, subject to the law governing the same:

	Prior Year Actual Disbrsmts.	Original Published Budget Approp.	Amount Approved By		Final Budget After Reduction Ordered By State Board of Tax Commissioners
			City-County Council	Tax Adj. Board	
DEPT. OF PUBLIC SAFETY			FIRE PENSION FUND		
Fire Division					
1. Pers. Svcs.			8,451,926	8,541,926	

2. Supplies	600	600
3. Other Services & Charges	739,508	739,508
4. Capital Outlay	1,000	1,000
TOTAL	9,283,034	9,283,034

SECTION 3. The salaries, wages, and compensation of the various officers and employees of the Fire Special Service District for the ensuing year are now approved by the Fire Special Service District Council, and hereby adopted and fixed; and the respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the Personal Services portion of this ordinance, or by any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law.

SECTION 4. To defray the costs of government of the Fire Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated revenues are allocated as follows:

(a) The Fire Service District Fund for 1982 shall consist of all balances at the end of fiscal 1981 available for transfer into said fund, Alcoholic Beverage Commission Gallonage Tax, Community Development Grants, all miscellaneous revenues derived from sources connected with the operation of the Fire Force, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance, and those amounts appropriated from the Revenue Sharing Trust Fund for priority expenditures of said service district.

(b) The Fire Pension Fund for 1982 shall consist of all balances at the end of fiscal 1981 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire Pension Fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Fire Special District by virtue of section 5 of this ordinance.

SECTION 5. That there is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible and choses in action of every kind and character in the Fire Special Service District of the City of Indianapolis, as assessed for and returned for taxation in said District for the year 1981, payable in 1982, a tax rate of one dollar and twenty-nine and seventeen hundredths cents (1.2917) for the Fire Special Service District Fund of each one hundred dollars (\$100.00) valuation of such special service taxable property; and thirty-six and forty-seven hundredths cents (0.3647) for the Fire Pension Fund of each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 6. That the budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

**ESTIMATE OF MISCELLANEOUS REVENUE
FIRE SERVICE DISTRICT FUND
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

ESTIMATED AMOUNTS TO BE RECEIVED

-A-	-X-	-B-	-X-
July 1, 1981 to Dec. 31, 1981	State Board of Tax Commisrs.	Jan. 1, 1982 to Dec. 31, 1982	State Board of Tax Commisrs.

SPECIAL TAXES

001 Intangibles Tax-Bank, Building and Loan	181,241	415,553
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002 License Excise Tax	704,330	1,259,162
ALL OTHER REVENUE:		
006 Interest on Investments	46,000	82,400
045 Fire Protec. Contracts	88,000	400,000
048 State Alcoholic Bev.		
Gal. Tax. Distrib.	771,354	375,846
Fed. Rev. Sharing	1,298,894	
Comm. Dev.	545,000	600,000
Total Columns A and B	3,634,819	3,132,961

ESTIMATE OF MISCELLANEOUS REVENUE
FIRE PENSION FUND
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1981 to Dec. 31, 1981	-X- State Board of Tax Commisrs.	-B- Jan. 1, 1982 to Dec. 31, 1982	-X- State Board of Tax Commisrs.
SPECIAL TAXES				
001 Intangibles Tax-Bank, Building and Loan	68,909		157,996	
002 License Excise Tax	267,791		478,742	
ALL OTHER REVENUE:				
006 Interest on Invest.	56,000		100,000	
Member Dues	290,000		889,000	
Pension Relief Act of 1977	652,146		1,455,721	
Total Columns A and B	1,334,846		3,081,459	

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND FIRE SERVICE DISTRICT

NET ASSESSED VALUATION: ~~\$1,536,034,106~~ \$1,585,578,172

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR:	Published Budget	City-County Council
1. Total budget estimate for incoming year	23,449,079	22,145,079
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	11,049,948	11,049,948
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year	-0-	-0-
4. Outstanding temp. loans to be paid not included in lines 2 or 3	1,470,000	1,470,000
5. Total funds required (add lines 1, 2, 3 and 4)	35,969,027	34,665,027
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	5,084	5,084
7. Taxes to be collected, present year (Dec. Settlement)	7,410,695	7,410,695
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	3,634,819	3,634,819
B. Total-Jan. 1 to Dec. 31, incoming year	2,757,115	3,132,961

9.	Total Funds (add lines 6,7,8A and 8B)	13,807,713	14,183,559
10.	Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	22,161,314	20,481,468
11.	Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	1,065,132	-0-
12.	Amount to be raised by tax levy (add lines 10 and 11)	23,226,446	20,481,468
13.	Property Tax Replacement Credit from Local Option Tax		
14.	NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	23,226,446	20,481,468
15.	Levy Excess Fund Applied to Current Budget		
16.	Net Amount to be Raised	23,226,446	20,481,468
	Net Tax Rate on each One Hundred Dollars of Taxable Property	1.512	1.2917

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND FIRE PENSION

NET ASSESSED VALUATION / ~~\$115,961,231,110~~ \$1,585,578,172

	Published Budget	City-County Council
FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR:		
1.	Total budget estimate for incoming year	9,283,034
2.	Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	4,123,146
3.	Additional approp. necessary to be made July 1 to Dec. 31 of present year	
4.	Outstanding temp. loans to be paid not included in lines 2 or 3	(390,000)
5.	Included funds required (add lines 1, 2, 3 and 4)	13,016,180
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6.	Actual balance, June 30 of present year	388
7.	Taxes to be collected, present year (Dec. Settlement)	2,817,604
8.	Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):	
	A. Total-July 1 to Dec. 31, present year	1,334,846
	B. Total-Jan. 1 to Dec. 31, incoming year	3,081,459
9.	Total Funds (add lines 6,7,8A and 8B)	7,234,297
10.	Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	5,781,883
11.	Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	404,972
12.	Amount to be raised by tax levy (add lines 10 and 11)	6,186,855
13.	Property Tax Replacement Credit from Local Option Tax	
14.	NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	6,186,855
15.	Levy Excess Fund Applied to Current Budget	
16.	Net Amount to be Raised	6,186,855
	Net Tax Rate on each One Hundred Dollars of Taxable Property	.403

FUNDS:	LEVY ON PROPERTY	AMOUNT TO BE RAISED
Fire Special Service District	1.2917	20,481,468
Fire Pension	.3647	5,781,883
TOTAL:	1.6564	26,263,351

SECTION 7. That the Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the following tax levies upon the property tax duplicates and the county treasurer of such county ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Fire Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 8. This ordinance shall be in full force and effect beginning January 1, 1982, after passage by the Fire Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

F.S.S.D. SPECIAL RESOLUTION NO. 1, 1981. This proposal was introduced during this session of the Council. Councillor West stated that this excess levy would be applied to the State Board of Tax Commissioners due to under estimating the amount of assessed valuation in 1980, 1981, and 1982, and to provide Emergency Medical Service, which would otherwise be eliminated. The President called for public testimony at 7:43 p.m. There being none, Councillor West moved, seconded by Councillor Borst, for adoption. F.S.S.D. SPECIAL RESOLUTION NO. 1, 1981, was adopted on the following roll call vote; viz:

16 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Durnil, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West
 3 NAYS: Mr. Campbell, Mr. Hawkins, Mr. Page
 1 NOT VOTING: Mr. Rhodes

F.S.S.D. SPECIAL RESOLUTION NO. 1, 1981, reads as follows:

FIRE SPECIAL SERVICE DISTRICT SPECIAL RESOLUTION NO. 1, 1981

A SPECIAL RESOLUTION authorizing and directing the appropriate officers of the Consolidated City of Indianapolis to cause to be prepared and executed an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority for excess levies for the Fire Special Service District.

WHEREAS, a shortfall of revenue for 1980 exists in the sum of \$1,978,291.00 in the Fire General Fund, due to the erroneous assessed valuation figures which were provided to the Consolidated City of Indianapolis, and then used to determine the total property tax rate; and

WHEREAS, the error in the assessed valuation figures was discovered after the 1980 property tax levy, resulting from the total rate, was finally approved by the State Board of Tax Commissioners; and

WHEREAS, I.C. 6-3.5-1-12(g) provides that due to this shortfall, the Consolidated City of Indianapolis may be permitted to increase its levy in excess of the levy limitation of I.C. 6-3.5-1-3; and

WHEREAS, I.C. 6-3.5-1-12(e)(vi) provides permission to a taxing unit, i.e., the Consolidated City of Indianapolis and the Fire Special Service District, to increase its levy in excess of the limitations imposed by I.C. 6-3.5-1-3 in order to meet the costs of providing emergency medical services under I.C. 16-1-39; and

WHEREAS, the Fire General Fund requires the sum of \$2,973,608.00 in order that the revenues of the Fire Special Service District will be sufficient to carry out the governmental functions and responsibilities of providing emergency medical services under I.C. 16-1-39; now, therefore:

**BE IT RESOLVED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The appropriate officers of the Fire Special Service District and the Consolidated City are directed to cause to be filed an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority to increase the levies of the Fire Special Service District Funds in excess of the limitations imposed by I.C. 6-3.5-1-3 due to the shortfall of revenue for 1980 in the respective sum of \$1,978,291.00 and pursuant to I.C. 6-3.5-1-12(g).

SECTION 2. The appropriate officers of the Fire Special Service District and the Consolidated City are directed to cause to be filed an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority to increase the levies of the Fire Special Service District Funds in excess of the limitations imposed by I.C. 6-3.5-1-3 in the sum of \$2,973,608.00 to provide emergency medical services pursuant to I.C. 6-3.5-1-12(e)(vi).

SECTION 3. The President of the Fire Special Service District Council and the Mayor of the Consolidated City are hereby authorized to execute such documents and furnish such information as may be necessary or proper to initiate and prosecute such appeals.

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

OLD BUSINESS

Councillor Durnil advised that General Ordinance Nos. 114 and 115, 1978, were not executed by the City Controller, and he moved that this matter be investigated, seconded by Councillor McGrath. Mr. Fred Armstrong, City Controller, stated that these ordinances were found to contain an unworkable formula for the square footage. Councillor Boyd moved, seconded by Councillor Brinkman, to send this matter to the Public Safety and Criminal Justice Committee for discussion and that a report be given at the October 12, 1981, Council Meeting. The motion carried by voice vote.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 7:49 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Fire Special Service District Council of Indianapolis, Marion County, Indiana, held at its Regular Meeting on the 28th day of September, 1981.

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

ATTEST:

Betty Stewart
President
Joseph. Ueyy
Clerk of the Fire Special Service District Council

(SEAL)