

**SOLID WASTE SPECIAL SERVICE DISTRICT COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
SPECIAL MEETING
Monday, September 28, 1981**

A Special Meeting of the Solid Waste Special Service District Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building, at 7:50 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 SOLID WASTE 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 Solid Waste Special Service District Council held in the City-County Building, in the Council Chambers, on Monday, September 28, 1981, at 6:50 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.

Respectfully,

**s/Betty Stewart, President
Solid Waste Special Service
District Council**

INTRODUCTION OF PROPOSALS

S.W.S.S.D. SPECIAL RESOLUTION NO. 1, 1981. Introduced by Councillor Coughenour. 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

Solid Waste 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

S.W.S.S.D. FISCAL ORDINANCE NO. 2, 1981. This proposal is for the 1982 Annual Budget for the Solid Waste Special Service District. Councillor Rhodes moved, seconded by Councillor Tintera, to accept the recommendations as set forth by the Public Works Committee. Council consent was given. The President called for public testimony at 6:53 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Brinkman, for adoption. S.W.S.S.D. Fiscal Ordinance No. 2, 1981, As Amended, was adopted on the following roll call vote; viz:

16 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mrs. Nickell, Mr. Page, Mr. Rader, Mr. Rhodes, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West*

NO NAYS

4 NOT VOTING: *Mr. Durnil, Mr. Hawkins, Mrs. Parker, Mr. Strader*

S.W.S.S.D. FISCAL ORDINANCE NO. 2, 1981, As Amended, reads as follows:

SOLID WASTE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1981

A FISCAL ORDINANCE creating the annual budget for the Solid Waste 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 Solid Waste District 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 SOLID WASTE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Solid Waste Special Service District 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 Solid Waste Service District Fund for the purposes herein specified, subject to the law governing the same:

1982 ANNUAL BUDGET DEPARTMENT OF PUBLIC WORKS SOLID WASTE DIVISION

Original Published Budget Appropriation	Amount Approved By City-County Council
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DEPARTMENT OF PUBLIC WORKS	SOLID WASTE SERVICE DISTRICT FUND	
1. Pers. Svcs.	2,796,028	2,796,028
2. Supplies	45,700	45,700
3. Other Services & Charges	5,411,099	5,411,099
4. Capital Outlay	-0-	-0-
TOTAL	8,252,827	8,252,827

SECTION 2. The salaries, wages and compensation of the various officers and employees of the Solid Waste Special Service District for the ensuing year are now approved by the Solid Waste 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, or any minimum 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 3. To defray the costs of government of the Solid Waste Special Service District in accordance with the appropriations stated in Section 1 of this ordinance, certain anticipated and estimated revenues are allocated as follows: The Solid Waste Service District 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 Solid Waste District, including federal grants and intergovernmental reimbursements, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund all on taxable property located in the Solid Waste Special Service District by virtue of Section 4 of this ordinance.

SECTION 4. 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 Solid Waste Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1981, payable 1982, a tax rate of twenty-eight and ninety hundredths cents (0.2890) for the Solid Waste Special Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 5. That 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 or current balances, all indicated on the following Tables:

**ESTIMATE OF MISCELLANEOUS REVENUE
SOLID WASTE SERVICES DISTRICT FUND
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

	ESTIMATED AMOUNTS TO BE RECEIVED	
	-A-	-B-
	July 1, 1981 to Dec. 31, 1981	Jan. 1, 1982 to Dec. 31, 1982
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	69,870	162,342
002 License Excise Tax	302,807	541,342
ALL OTHER REVENUE:		
006 Interest on Investments	25,000	50,000
Miscellaneous	2,620	8,000
Abandoned Vehicles	23,226	42,589
Snow Removal	3,000	
Resource Recovery Grant	274,000	
Total Columns A and B	700,523	804,273

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND: SOLID WASTE SERVICE DISTRICT

NET ASSESSED VALUATION: ~~\$2,503,408,088~~ \$2,552,750,151

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY—COUNTY COUNCIL
1. Total budget estimate for incoming year	8,252,827	8,252,827
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	4,332,126	4,332,126
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	-0-	-0-
5. Total funds required (add lines 1, 2, 3 and 4)	12,584,953	12,584,953
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	379,866	379,866
7. Taxes to be collected, present year (Dec. Settlement)	3,321,965	3,321,965
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	700,523	700,523
B. Total-Jan. 1 to Dec. 31, incoming year	804,273	804,273
9. Total Funds (add lines 6,7,8A and 8B)	5,206,627	5,206,627
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	7,378,326	7,378,326
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	398,187	-0-
12. Amount to be raised by tax levy (add lines 10 and 11)	7,776,513	7,378,326
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	7,776,513	7,378,326
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	7,776,513	7,378,326
Net Tax Rate on each One Hundred Dollars of Taxable Property	.311	.2890
FUND:	LEVY ON PROPERTY	AMOUNT TO BE RAISED
Solid Waste Service District	.2890	7,378,326

SECTION 6. That the Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the following 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 Solid Waste Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 7. This ordinance shall be in full force and effect beginning January 1, 1982, after passage by the Solid Waste Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

S.W.S.S.D. SPECIAL RESOLUTION NO. 1, 1981, directs the appropriate officers of the Consolidated City to appeal to the State Board of Tax Commissioners for authority for excess levies for the Solid Waste Special Service District. The President called for public testimony at 7:55 p.m. There being no one present to testify, Councillor West moved, seconded by Councillor Vollmer, for adoption. S.W.S.S.D. SPECIAL RESOLUTION NO. 1, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Mr. Durnil, Mrs. Nickell*

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

SOLID WASTE 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 Solid Waste Special Service District.

WHEREAS, a shortfall of revenue for 1980 exists in the sum of \$424,376.00 in the Solid Waste 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; now, therefore:

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

SECTION 1. The appropriate officers of the Solid Waste 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 Solid Waste 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 \$424,376.00 and pursuant to I.C. 6-3.5-1-12(g).

SECTION 2. The President of the Solid Waste 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 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 7:56 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Solid Waste Special Service District Council of Indianapolis, Marion County, Indiana, held at its Special 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

James H. Keyes

Clerk of the Solid Waste
Special Service District Council

(SEAL)