

**CITY—COUNTY COUNCIL  
INDIANAPOLIS, MARION COUNTY, INDIANA  
REGULAR MEETING  
Monday, November 8, 1982**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building at 7:29 p.m., Monday, November 8, 1982. President SerVaas in the Chair. Councillor Holley M. Holmes opened the meeting with a prayer, followed by the Pledge of Allegiance.

**ROLL CALL**

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

**PRESENT:** *Borst, Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

**ABSENT:** *Boyd, Clark*

**OFFICIAL COMMUNICATIONS**

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

**TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

**Ladies and Gentlemen:**

You are hereby notified that there will be a **REGULAR MEETING** of the City-County Council held in the City-County Building, in the Council Chambers, on Monday, November 8, 1982, at 7:00 p.m. The purpose of such **MEETING** being to conduct any and all business that may properly come before the regular meeting of the Council.

**Respectfully,**

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

**TO THE HONORABLE PRESIDENT AND MEMBERS OF THE  
CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS  
AND MARION COUNTY, INDIANA:**

**Ladies and Gentlemen:**

Pursuant to the laws of the State of Indiana, I cause to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on October 28, 1982, and November 4,

1982, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 421, 424, 432, and 434, 1982, to be held on Monday, November 8, 1982, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy  
City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE  
CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS  
AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 76, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Sixteen Thousand Four Hundred dollars (\$16,400) in the County General Fund for purposes of the Marion County Municipal Court and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 77, 1982, authorizing Marion County to borrow on a temporary loan for the use of the County Welfare Fund during the period January 1, 1983 to June 30, 1983, in anticipation of current taxes levied in the year 1982 and collectible in the year 1983, authorizing the issuance of tax anticipation time warrants to evidence such loan; pledging and appropriating the taxes to be received in said fund to the payment of said tax anticipation time warrants including the interest thereon.

FISCAL ORDINANCE NO. 79, 1982, authorizing Marion County to borrow on a temporary loan for the use of the County General Fund during the period January 1, 1983, to June 30, 1983, in anticipation of current taxes levied in the year 1982 and collectible in the year 1983, authorizing the issuance of tax anticipation time warrants to evidence such loan; pledging and appropriating the taxes to be received in said fund to the payment of said tax anticipation time warrants including the interest thereon.

FISCAL ORDINANCE NO. 82, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Seven Hundred Thousand dollars (\$700,000) in the Manpower Federal Programs Fund for purposes of the Department of Administration, Employment and Training Division and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 83, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) authorizing changes in the personnel compensation schedule (Section 3.02) of the Marion County Department of Public Welfare office.

FISCAL ORDINANCE NO. 85, 1982, amending the City-County Annual Budget for 1982, (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Seven Hundred Ninety-five Thousand Four Hundred Forty-six dollars (\$795,446) in the Redevelopment General Fund for purposes of the Department of Metropolitan Development, Economic and Housing Development Division and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 86, 1982, amending the City-County Annual Budget for 1982 (Fiscal Ordinance No. 78, 1981) transferring and appropriating Ninety Thousand dollars (\$90,000) in the Park General Fund for purposes of the Department of Parks and Recreation. Parks Management Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 87, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating

Twenty-two Thousand dollars (\$22,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Eagle Creek Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 88, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Seventy-five Thousand dollars (\$75,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Sports and Special Facilities Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 89, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Fifty-two Thousand dollars (\$52,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Community Recreation Division, and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 86, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 87, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 88, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 89, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 90, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 91, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 92, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 93, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

GENERAL ORDINANCE NO. 94, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 95, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

GENERAL ORDINANCE NO. 96, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

GENERAL ORDINANCE NO. 97, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 98, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 99, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 100, 1982, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

**GENERAL ORDINANCE NO. 101, 1982**, amending the City-County General Ordinance No. 68, 1981, authorizing changes in the personnel schedule of the Lawrence Township Trustee's Office.

**GENERAL ORDINANCE NO. 102, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

**GENERAL ORDINANCE NO. 103, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

**GENERAL ORDINANCE NO. 104, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

**GENERAL ORDINANCE NO. 105, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

**GENERAL ORDINANCE NO. 106, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

**GENERAL ORDINANCE NO. 107, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

**GENERAL ORDINANCE NO. 108, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", by amending Section 29-136, Alteration of Prima facie speed limit.

**GENERAL ORDINANCE NO. 109, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", by amending Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

**GENERAL ORDINANCE NO. 110, 1982**, amending the "Code of Indianapolis and Marion County, Indiana", by amending Section 29-267, Parking prohibited at all times on certain streets.

**SPECIAL RESOLUTION NO. 76, 1982**, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

**SPECIAL RESOLUTION NO. 77, 1982**, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

**GENERAL RESOLUTION NO. 9, 1982**, approving the schedule of charges for the care and maintenance of patients and residents of the Marion County Home and Julietta Convalescent Center as fixed by the County Home Board.

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

**PROPOSAL NO. 466, 1982.** Introduced by Councillor Rhodes and Sawyers. Councillor Rhodes read the proposal commending the employees of the City of Indianapolis for their support of the 1982 United Way Campaign. He moved seconded by Councillor Sawyers, for adoption. Proposal No. 466, 1982, was adopted by unanimous voice vote and was accepted by Mr. Don McPherson, Director of the Department of Administration. Proposal No. 466, 1982, was retitled **SPECIAL RESOLUTION NO. 78, 1982**, and reads as follows:

**CITY—COUNTY SPECIAL RESOLUTION NO. 78, 1982**

A SPECIAL RESOLUTION commending the employees of the City of Indianapolis for their support of the 1982 United Way Campaign.

WHEREAS, the City of Indianapolis surpassed its United Way Campaign goal by 70% for a total of \$11,723.11; and

WHEREAS, the City should be proud of the employees for their outstanding support of the campaign; and

WHEREAS, The City of Indianapolis was the first supporter over its goal for the second consecutive year; now, therefore:

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

SECTION 1. The City-County Council commends the employees of the City of Indianapolis for their participation in the 1982 United Way Campaign.

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

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

PROPOSAL NO. 467, 1982. Introduced by Councillor Rhodes and Sawyers. Councillor Sawyers read the proposal commending the employees of Marion County for their support of the 1982 United Way Campaign. She moved, seconded by Councillor Rhodes, for adoption. Proposal No. 467, 1982, was adopted by unanimous voice vote and was accepted by Mr. Oscar Hopkins, County Extension Agent. Proposal No. 467, 1982, was retitled SPECIAL RESOLUTION NO. 79, 1982, and reads as follows:

**CITY—COUNTY SPECIAL RESOLUTION NO. 79, 1982**

A SPECIAL RESOLUTION commending the employees of Marion County for their support of the 1982 United Way Campaign.

WHEREAS, Marion County employees contributed \$15,463 to date; and

WHEREAS, the County should be proud of the employees for their outstanding support of the campaign; and

WHEREAS, the Council recognizes the following County offices, who met or exceeded their goal: Franklin Township Assessor's Office, Center Township Assessor's Office, Marion County Assessor's Office, Pike Township Assessor's Office, Warren Township Assessor's Office, Wayne Township Assessor's Office, Washington Township Assessor's Office, Marion County Clerk's Office, Cooperative Extension Office, Coroner's Office, Criminal Court II, Domestic Relations Council, Guardian Home, Juvenile Center, Juvenile Court, Marion County Home, Marion County Auditor, Superior Court I, Superior Court II, Surveyor's Office, Center Township Trustee's Office; and

WHEREAS, the County employees have once again demonstrated their concern for their fellow citizens by this action; now, therefore:

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

SECTION 1. The City-County Council commends the employees in the 1982 United Way Campaign.

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

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

PROPOSAL NO. 469, 1982. This proposal authorizes the officers of the Consolidated City to appeal to the State Board of Tax Commissioners for an increased tax rate and levy. Councillor Miller moved, seconded by Councillor West, for adoption. Proposal No. 469, 1982, was adopted by consent of the Council and was retitled SPECIAL RESOLUTION NO. 80, 1982, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 80, 1982**

A SPECIAL RESOLUTION authorizing the officers of the Consolidated City of Indianapolis and Marion County to appeal to the State Board of Tax Commissioners for an increase in the tax rate and levy as fixed by the County Board of Tax Adjustment and for an approval of a tax rate and levy sufficient to fund certain appropriations as originally submitted to the Marion County Board of Tax Adjustment.

WHEREAS, on October 26, 1982, the Marion County Board of Tax Adjustment modified and reduced the budgets of Marion County and the Consolidated City of Indianapolis for the calendar year, 1983; and

WHEREAS, unless the tax rate and levy are increased to provide funding for the budgets as submitted to the Marion County Board of Tax Adjustment, the County, the Consolidated City and those agencies whose budgets are approved by the City-County Council will have insufficient funds to carry out their governmental functions during the calendar year 1983; and

WHEREAS, the County and the Consolidated City may appeal to the State Board of Tax Commissioners the decision of the County Board of Tax Adjustment by filing a statement of objections with the State Board of Tax Commissioners within ten days after publication by the County Board of Tax Adjustment of the notice of tax rates; and

WHEREAS, the City-County Council must authorize the filing of the statement of objections by adopting a resolution; now, therefore:

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

**SECTION 1.** The Mayor of the City and the President of the City-County Council are hereby authorized to prepare and file a statement of objections with the State Board of Tax Commissioners, thereby appealing for an increase in the tax rate and levy relevant to all budgets adopted or approved by the City-County Council in a manner which is sufficient to fund those budgets as originally submitted to the Marion County Board of Tax Adjustment.

**SECTION 2.** The Mayor of the City and the President of the City-County Council are hereby authorized to prepare and file a statement of objections with the State Board of Tax Commissioner, thereby appealing for a reestablishment of all budgets adopted or approved by the City-County Council as originally submitted to the Marion County Board of Tax Adjustment.

**SECTION 3.** The Mayor of the City and the President of the City-County Council are hereby authorized to execute such documents and furnish such information as may be necessary or proper to initiate and prosecute the appeal authorized by this resolution.

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

## INTRODUCTION OF GUESTS

Councillor Nickell introduced the visiting 5th hour government class from John Marshall High School and also her daughter, Michelle, 1st hour government student from John Marshall High School.

## INTRODUCTION OF PROPOSALS

[Clerk's Note: Council consent was given to advance Proposal Nos. 446, and 453, 1982, on the agenda.]

PROPOSAL NO. 440, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE adding a new section to the Code to provide for surety bonds for city and county officials"; and the President referred it to the Administration Committee.

PROPOSAL NO. 441, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled, "A proposal for a FISCAL ORDINANCE authorizing the issuance of tax anticipation time warrants for the Park District and Consolidated County Funds"; and the President referred it to the Administration Committee.

PROPOSAL NO. 442, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE adding a new section to the Code to provide for appropriation of funds for membership in civic associations"; and the President referred it to the Administration Committee.

PROPOSAL NO. 443, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$667,000 for the Central Equipment Management Division for police motorcycles, adjust lease vehicle cost and increase personal services and repair part expenditures"; and the President referred it to the Administration Committee.

PROPOSAL NO. 444, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$2,230 for the Mayor's Office to purchase supplies and printing costs"; and the President referred it to the Administration Committee.

PROPOSAL NO. 445, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE providing Perfect Attendance Leave for 1983 and thereafter"; and the President referred it to the Administration Committee.

PROPOSAL NO. 446, 1982. Introduced by Councillor Sawyers. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$6,500 for the Cooperative Extension Service to purchase equipment and supplies"; and the President referred it to the Committee of the Whole to be heard under Special Orders, Final Adoption.

PROPOSAL NO. 447, 1982. Introduced by Councillor Brinkman. The Clerk read the proposal entitled, "A proposal for a FISCAL ORDINANCE transferring \$1,000 for Voters Registration for additional voters registration forms"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 448, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing changes in the personnel compensation schedule of the Washington Township Assessor's Office"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 449, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$3,500,000 Economic Development Revenue Bonds for Engineering Research, Inc. Project"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 450, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$1,800,000 Economic Development First Mortgage Revenue Bonds, Series 1982 A and B for Shepard & Poorman Investments"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 451, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$1,650,000 Economic Development First Mortgage Revenue Bonds, Series 1982 for Midwest Management"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 452, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION rendering advice to the Hospital Authority regarding financing for Sisters of St. Francis Health Services, Inc.,"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 453, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing proceedings with respect to proposed economic development bonds for West Baking



Company, Inc. in an amount not to exceed \$1,500,000"; and the President referred it to the Committee of the Whole to be heard under Special Orders, Final Adoption.

PROPOSAL NO. 454, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing proceedings with respect to additional proposed economic development bonds for South Meridian Associates, an Indiana general partnership, in an amount not to exceed \$500,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 455, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing proceedings with respect to proposed economic development bonds for Methodist Associates, Ltd. an Indiana Limited Partnership, in an amount not to exceed \$9,000,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 456, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing proceedings with respect to proposed economic development bonds for Methodist Parking Associates, Ltd., an Indiana Limited Partnership, in an amount not to exceed \$4,000,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 457, 1982. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$380,000 for the Sanitary Division for various studies"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 458, 1982. Introduced by Councillor Cottingham. The Clerk read the proposal entitled, "A proposal for a GENERAL ORDINANCE amending the Code, Sec. 2-112, Special procedures for rezoning ordinances, to comply with state law"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 459, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing the weight limit allowed on a portion of East Schiller Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 460, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at North Cumberland Road and East 21st Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 461, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at North Rural Street and East 25th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 462, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at 82nd Street and Frontage Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 463, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at East and Merrill Streets"; and the President referred it to the Transportation Committee

PROPOSAL NO. 464, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled, "A proposal for a GENERAL ORDINANCE changing speed limit controls on portions of Emerson Avenue, Superior Road and Cold Spring Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 465, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE approving the disposal by public auction of certain real estate of the Department of Transportation"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 466, 1982. This proposal was adopted under Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions, and retitled Special Resolution No. 78, 1982.

PROPOSAL NO. 467, 1982. This proposal was adopted under Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions, and retitled Special Resolution No. 79, 1982.

PROPOSAL NO. 468, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by creating the Office of Equal Opportunity"; and the President referred it to the Administration Committee.

#### MODIFICATION OF SPECIAL ORDERS

[Clerk's Note: Council consent was given in order that the Council Rules on Preparation, Initiation, and Introduction of Proposals may be suspended and the

following proposals may be introduced, although not timely submitted under the Rules.]

PROPOSAL NO. 469, 1982. This proposal was adopted under Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions, and retitled Special Resolution No. 80, 1982.

PROPOSAL NO. 470, 1982. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE restricting the keeping of poultry, fowl and rabbits"; and the President referred it to the Community Affairs Committee.

PROPOSAL NOS. 471-481, 1982. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for REZONING ORDINANCES certified from the Metropolitan Development Commission on November 5, 1982"; and the President referred it to the Committee of the Whole to be heard under Special Orders, Final Adoption.

#### SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 434, 1982. This proposal for a rezoning ordinance for Perry Township, Councilmanic District 20, 3130 Madison Avenue, was called out during the last session by Councillor McGrath because the covenants had not been properly filed. He reported that the covenants were in order and moved for its adoption, seconded by Councillor Borst. Proposal No. 434, 1982, was adopted on the following roll call vote; viz:

25 YEAS: *Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

NO NAYS

4 NOT VOTING: *Borst, Boyd, Clark, Gilmer*

Proposal No. 434, 1982, was retitled REZONING ORDINANCE NO. 79, 1982, and reads as follows:

**REZONING ORDINANCE NO. 79, 1982 82-Z-75 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
3130 MADISON AVENUE, INDIANAPOLIS**

**Smith Brothers Builders & Supply, Inc., by Leonidas G. Condos, requests rezoning of 4.48 acres, being in D-3 and C-5 districts, to C-7 classification, to provide for rezoning conformance of existing use.**

PROPOSAL NO. 421, 1982. This proposal appropriates \$300,000 for the Central Equipment Management Division to purchase replacement vehicles for the Department of Public Works. Councillor Dowden reported that the Administration Committee recommended passage by a vote of 6-0 on November 3, 1982. He explained that this proposal appropriates funds for Central Equipment Management Division that were included in the Department of Public Work's budget to purchase packer trucks. The President called for public testimony at 7:56 p.m. Mr. John McClain testified before the Council. Councillor Dowden moved, seconded by Councillor Coughenour, for adoption. Proposal No. 421, 1982, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Holmes, Howard, Jones, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

1 NAY: *Gilmer*

4 NOT VOTING: *Boyd, Clark, Hawkins, Journey*

Proposal No. 421, 1982, was retitled FISCAL ORDINANCE NO. 91, 1982, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 91, 1982**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) appropriating an additional Three Hundred Thousand dollars (\$300,000) in the City General Fund for purposes of the Department of Administration, Central Equipment Management Division and reducing the unappropriated and unencumbered balance in the City 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 1.03 of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for the purchase of replacement vehicles for the Department of Public Works, which will reimburse the Central Equipment Management Division for the vehicles.

SECTION 2. The sum of Three Hundred Thousand dollars (\$300,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPT. OF ADMINISTRATION	
CENTRAL EQUIP. MGT. DIV.	CITY GENERAL FUND
4. Capital Outlay	<u>\$300,000</u>
Total Increase	<u>\$300,000</u>

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

DEPT. OF ADMINISTRATION	
CENTRAL EQUIP. MGT. DIV.	CITY GENERAL FUND
Unappropriated and Unencumbered	
City General Fund	<u>\$300,000</u>
Total Reduction	<u>\$300,000</u>

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

PROPOSAL NO. 424, 1982. This proposal appropriates \$400,000 for the County Welfare Department for retroactive payments for Aid to Dependent Children which was ordered by a federal court. Councillor Sawyers reported that due to action taken in Ft. Wayne, the Marion County Welfare Department must issue 1,250 ADC payments. She noted that the Community Affairs Committee recommended passage by a vote of 6-0 on November 4, 1982. She moved, seconded by Councillor Stewart, for adoption. The President called for public testimony at 8:02 p.m. There being no one present to testify, he call for the vote. Proposal No. 424, 1982, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*  
2 NAYS: *McGrath, Miller*  
2 NOT VOTING: *Boyd, Clark*

Proposal No. 424, 1982, was retitled FISCAL ORDINANCE NO. 92, 1982, and reads as follows:

**CITY--COUNTY FISCAL ORDINANCE NO. 92, 1982**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) appropriating an additional Four Hundred Thousand dollars (\$400,000) in the County Welfare Fund for purposes of the Marion County Department of Public Welfare and reducing the unappropriated and unencumbered balance in the County Welfare Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 3.03 of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for retroactive payments for Aid to Dependent Children ordered for all counties in the State by a federal court.

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 appropriations are hereby approved:

**MARION COUNTY DEPARTMENT  
OF PUBLIC WELFARE**  
3. Other Services & Charges  
Total Increase

**COUNTY WELFARE FUND**  
\$400,000  
\$400,000

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

MARION COUNTY DEPARTMENT  
OF PUBLIC WELFARE  
Unappropriated and Unencumbered  
County Welfare Fund  
Total Reduction

COUNTY WELFARE FUND  
\$400,000  
\$400,000

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

PROPOSAL NO. 432, 1982. This proposal appropriates \$41,983 for the Prosecutor's Child Support Division for computer hardware which will be 70% reimbursed by Title IV-D. Councillor West moved, seconded by Councillor Borst, to postpone Proposal No. 432, 1982, in Council until November 22, 1982. Council consent was given.

### SPECIAL ORDERS, FINAL ADOPTION

PROPOSAL NO. 422, 1982. This proposal transfers \$22,928 for the Council for printing and binding of journals, office equipment rental, publication of legal notices, travel and desks to accommodate the new equipment. Councillor Dowden reported that the Administration Committee recommended passage by a vote of 3-0-2 on November 3, 1982. Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 422, 1982, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Brinkman, Campbell, Cottingham, Coughenour, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, Miller, Nickell, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Vollmer, West

4 NAYS: Dowden, McGrath, Schneider, Tintera

2 NOT VOTING: Boyd, Clark

Proposal No. 422, 1982, was retitled FISCAL ORDINANCE NO. 93, 1982, and reads as follows:

#### CITY-COUNTY FISCAL ORDINANCE NO. 93, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Twenty-two Thousand Nine Hundred Twenty-eight dollars (\$22,928) in the Consolidated County Fund for purposes of the City-County Council and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for printing and binding journals, office equipment rental, publication of legal notices, travel and desks to accommodate the new equipment.

SECTION 2. The sum of Twenty-two Thousand Nine Hundred Twenty-eight dollars (\$22,928) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY FUND
2. Supplies	6,000
3. Other Services & Charges	15,428
4. Capital Outlay	<u>1,500</u>
Total Increase	<u>\$22,928</u>

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

CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY FUND
1. Personal Services	<u>\$22,928</u>
Total Reduction	<u>\$22,928</u>

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

PROPOSAL NO. 423, 1982. This proposal authorizes the Marion County Building Authority to proceed with the construction of a new garage, the acquisition of land for outdoor parking and approving the payment of interest due on bonds during the construction period. Councillor Dowden stated that the Administration Committee had recommended passage, as amended, by a vote of 4-0-1 on November 3, 1982. He moved, seconded by Councillor Howard, the following:

**CITY-COUNTY COUNCIL MOTION**

Mr. President:

I move to amend Proposal No. 423, 1982, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 423, 1982, Committee Recommendations".

s/Councillor Dowden

Council consent was given on the amendment. Councillor Dowden moved, seconded by Councillor Howard for adoption. Proposal No. 423, 1982, As Amended, was adopted on the following roll call vote; viz:

- 25 YEAS: *Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
- 2 NAYS: *Borst, Page*
- 2 NOT VOTING: *Boyd, Clark*

Proposal No. 423, 1982, As Amended, was retitled SPECIAL RESOLUTION NO. 81, 1982, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 81, 1982

A SPECIAL RESOLUTION authorizing the Marion County Building Authority to proceed with the construction of a new garage facility, the acquisition of land for outdoor parking, and approving the payment of interest due on bonds during the construction period.

WHEREAS, the Marion County Sheriff's Department must vacate its garage facilities by April 1, 1983, as a result of the jail expansion project; and

WHEREAS, the Central Equipment Management Division must vacate its facilities by January 1, 1984, since the property is being acquired by the White River Park Commission; and

WHEREAS, the Central Equipment Management Division and the Marion County Sheriff's Department will share new garage facilities which will be located on West 29th Street; and

WHEREAS, the jail expansion project will eliminate a substantial amount of outdoor parking necessitating acquisition of land for additional parking; and

WHEREAS, it is necessary to provide for the payment of interest during the period of construction for the jail, garage and parking facility by providing for such payment from the proceeds of the sale of the bonds issue; now, therefore:

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

SECTION 1. The City-County Council determines that, in addition to the jail expansion project, the Marion County Building Authority should contract for the construction of a central garage to be located at the park facility on West 29th Street.

SECTION 2. The City-County Council further determines that the Marion County Building Authority should also acquire suitable property in the vicinity of the jail for purposes of city-county personnel parking.

SECTION 3. The City-County Council further determines that the payment of interest during the construction period for the jail, garage and parking facility should be paid from the proceeds of the sale of bonds of the Marion County Building Authority.

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

PROPOSAL NO. 427, 1982. This proposal transfers \$1,300 for Marion County Superior Court, Civil Division - Room IV to purchase office supplies and equipment. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage on October 28, 1982, by a vote of 5-0. He moved, seconded by Councillor Gilmer, for adoption. Proposal No. 427, 1982, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

NO NAYS

2 NOT VOTING: *Boyd, Clark*



Proposal No. 427, 1982, was retitled FISCAL ORDINANCE NO. 94, 1982, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 94, 1982**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating One Thousand Three Hundred dollars (\$1,300) in the County General Fund for purposes of the Marion County Superior Court, Civil Division - Room IV and reducing certain other appropriations for that division.

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

**SECTION 1.** To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (b)(9) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing a transfer of funds for the purchase of needed office supplies and equipment.

**SECTION 2.** The sum of One Thousand Three Hundred dollars (\$1,300) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

**SECTION 3.** The following increased appropriation is hereby approved:

MARION COUNTY SUPERIOR COURT CIVIL DIVISION - ROOM IV	COUNTY GENERAL FUND
2. Supplies	\$500
4. Capital Outlay	800
Total Increase	<u>\$1,300</u>

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

MARION COUNTY SUPERIOR COURT CIVIL DIVISION - ROOM IV	COUNTY GENERAL FUND
3. Other Services & Charges	<u>\$1,300</u>
Total Reduction	<u>\$1,300</u>

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

PROPOSAL NO. 431, 1982. This proposal transfers \$13,250 for the Prosecutor's Child Support Division for increased telephone, supply and computer costs. The Public Safety and Criminal Justice Committee recommended passage by a vote of 5-0 on October 28, 1982. Councillor West moved, seconded by Councillor Tintera, for adoption. Proposal No. 431, 1982, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Brinkman, Campbell, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

NO NAYS

2 NOT VOTING: *Boyd, Clark*

Proposal No. 431, 1982, was retitled FISCAL ORDINANCE NO. 95, 1982, and reads as follows:

**CITY—COUNTY FISCAL ORDINANCE NO. 95, 1982**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Thirteen Thousand Two Hundred Fifty dollars (\$13,250) in the County General Fund for purposes of the Marion County Prosecutor's Child Support Division and reducing certain other appropriations for that division.

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

**SECTION 1.** To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (b)(12) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for increased telephone, supply and computer costs and to adjust the personnel schedule.

**SECTION 2.** The sum of Thirteen Thousand Two Hundred Fifty dollars (\$13,250) 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:

<b>MARION COUNTY PROSECUTOR'S CHILD SUPPORT DIVISION</b>	<b>COUNTY GENERAL FUND</b>
2. Supplies	\$ 3,000
3. Other Services & Charges	10,250
Total Increase	<u>\$13,250</u>

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

<b>MARION COUNTY PROSECUTOR'S CHILD SUPPORT DIVISION</b>	<b>COUNTY GENERAL FUND</b>
1. Personal Services	\$10,500
4. Capital Outlay	2,750
Total Reduction	<u>\$13,250</u>

**SECTION 5.** The personnel schedule is hereby amended by deleting the crosshatched portions and adding the new amounts underlined as follows:

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Admin. Supervisor	3	20,988	54,000
General Sec./Clerks	18	15,202	186,137
Paralegal	18	17,520	220,500
Supervisor, Prof.	1	36,012	25,000
Deputy Prosecutor (Full and Part-time)	2	32,443	54,000
Temporary			<del>176,000</del> 65,500
Vacancy Factor	—		(78,643)
<b>TOTAL</b>	<b>42</b>		<del>528,994</del> <u>526,494</u>

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

PROPOSAL NO. 433, 1982. This proposal transfers \$19,400 for the Prosecutor for office supplies, U.S. Marshal fees, phone system and reference books. The Public Safety and Criminal Justice Committee recommended passage by a vote of 5-0. Councillor West moved, seconded by Councillor Tintera, for adoption. Proposal No. 433, 1982, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Brinkman, Campbell, Cottingham, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer. West  
 NO NAYS

3 NOT VOTING: Boyd, Clark, Coughenour

Proposal No. 433, 1982, was retitled FISCAL ORDINANCE NO. 96, 1982, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 96, 1982**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Nineteen Thousand Four Hundred dollars (\$19,400) in the County General Fund for purposes of the Marion County Prosecutor and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (b)(11) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for office supplies, U.S. Marshal Fees, paging system and reference books for the Juvenile Division and to adjust the personnel schedule.

SECTION 2. The sum of Nineteen Thousand Four Hundred dollars (\$19,400) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY PROSECUTOR	COUNTY GENERAL FUND
2. Supplies	\$ 5,900
3. Other Services & Charges	10,000
4. Capital Outlay	<u>3,500</u>
Total Increase	<u>\$19,400</u>

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

MARION COUNTY PROSECUTOR	COUNTY GENERAL FUND
1. Personal Services	<u>\$19,400</u>
Total Reduction	<u>\$19,400</u>

SECTION 5. The personnel schedule is hereby amended by deleting the crosshatched portions and adding the new amounts underlined as follows:

**(b)(11) PROSECUTING ATTORNEY - Dept. 25**

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Prosecutor	1	5,900	5,900
Chief Trial Deputy	1	4,425	4,425
Admin. Staff	3	23,088	40,766
Admin. Supervisor	6	20,988	80,756
Admin. Secretary	12	15,439	129,429
General Secretary	11	15,202	119,414
Computer Supervisor	4	13,140	38,325
Investigator	4	36,012	94,834
Law Clerk	14	14,235	111,252
Paralegal	18	17,520	197,202
Chief Counsel	1	36,012	35,000

Supervisor of Professionals	8	36,012	161,400
Full & Part-time Deputy Prosecutors	50	32,443	952,220
Temporary Help			20,000
Witness Fees			18,000
U.S. Marshall Fees			3,240
Vacancy Factor			(214,861) (234,261)
<b>TOTAL</b>	<b>133</b>	<b>117,455</b>	<b>1,777,902</b>

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

PROPOSAL NO. 446, 1982. This proposal transfers \$6,500 for the Cooperative Extension Service to purchase equipment and supplies. Councillor Sawyers reported that this proposal was recommended for passage by the Community Affairs Committee by a vote of 6-0 on November 4, 1982. She moved, seconded by Councillor Brinkman, for adoption. Proposal No. 446, 1982, was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Brinkman, Campbell, Dowden, Durnil, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer*

3 NAYS: *Jones, Page, Schneider*

6 NOT VOTING: *Boyd, Clark, Cottingham, Coughenour, Gilmer, West*

Proposal No. 446, 1982, was retitled FISCAL ORDINANCE NO. 97, 1982, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 97, 1982**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Six Thousand Five Hundred dollars (\$6,500) in the County General Fund for purposes of the Marion County Cooperative Extension Service and reducing certain other appropriations for that division.

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

**SECTION 1.** To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (c)(4) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds to purchase equipment and supplies.

**SECTION 2.** The sum of Six Thousand Five Hundred dollars (\$6,500) 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:

<b>MARION COUNTY COOPERATIVE EXTENSION SERVICE</b>	<b>COUNTY GENERAL FUND</b>
2. Supplies	\$4,500
4. Capital Outlay	<u>2,000</u>
Total Increase	<u>\$6,500</u>

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

MARION COUNTY COOPERATIVE EXTENSION SERVICE	COUNTY GENERAL FUND
3. Other Services & Charges	<u>\$6,500</u>
Total Reduction	\$6,500

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

PROPOSAL NO. 453, 1982. This proposal authorizes proceedings with respect to proposed economic development bonds for West Baking Company, Inc. in an amount not to exceed \$1,500,000. Councillor Tintera reported that the Economic Committee recommended passage by a vote of 3-0 on November 5, 1982. He moved, seconded by Councillor Rader, for adoption. Proposal No. 453, 1982, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Brinkman, Campbell, Cottingham, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer*

NO NAYS

4 NOT VOTING: *Boyd, Clark, Coughenour, West*

Proposal No. 453, 1982, was retitled SPECIAL RESOLUTION NO. 82, 1982, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 82, 1982

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

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-12 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities, either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, West Baking Company, Inc. (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Company or loan the proceeds of an economic development financing to the Company for the same, said economic development facilities to be the acquisition, construction, installation and equipping of an approximately 30,000 square foot addition to its existing bakery located in Indianapolis at 4201 Industrial Boulevard, Indianapolis, Indiana, on approximately 8.356 acres, including site improvements and the purchase of machinery and equipment for use therein ("Project"). The expansion would allow the Company to produce additional bread-type products at its Indianapolis bakery; and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 25 additional jobs at the end of one year and 40 additional jobs at the end of three years) to be achieved by the acquisition, construction, installation and equipping of the Project will be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect in any similar facility already constructed or operating in or about Indianapolis, Indiana; now, therefore:

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

**SECTION 1.** The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in or near Indianapolis, Indiana, and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis and that it is in the public interest that the Indianapolis Economic Development Commission and said City take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said City.

**SECTION 2.** The City-County Council further finds, determines, ratifies, and confirms that the issuance and sale of revenue bonds of the City ("Issuer") in an amount not to exceed \$1,500,000 under the Act for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to West Baking Company, Inc., (the "Company") or the loaning of the proceeds of such financing to the Company for such purposes will serve the public purposes referred to above, in accordance with the Act.

**SECTION 3.** In order to induce the Company to proceed with the acquisition, construction, installation, equipping and leasing of the Project, this City-County Council hereby finds, determines, ratifies, and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and that (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

**SECTION 4.** All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Company of moneys expended by the Company for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the City will thereafter sell the same to the Company or loan the proceeds of the revenue bonds to the Company for the Project, and the City will thereafter lease the same to the Company or loan the proceeds of such financing to the Company for the same purpose or sell the same to the Company.

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

PROPOSAL NOS. 471-481, 1982. Councillor McGrath called out Proposal No. 478, 1982, for a public hearing. Council consent was given. Proposal Nos. 471-476, 479-481, 1982, were retitled REZONING ORDINANCE NO. 69-78, 1982, respectively, and read as follows:

**REZONING ORDINANCE NO. 69, 1982 81-Z-154A LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3**

**8101 NORTH SHADELAND AVENUE, INDIANAPOLIS**

Metropolitan Development Commission, by J. Nicholas Shelley, Administrator, Division of Planning and Zoning, initiates the rezoning of 30.60 acres, being in C-4 district, to HD-2 classification, to provide land for hospital support facilities.

REZONING ORDINANCE NO. 70, 1982 82-Z-62 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
3902 SOUTH EAST STREET, INDIANAPOLIS  
Wilfred C. and Charles J. Brehob, by Rex Joseph, request rezoning of 0.70 acre, being in D-4 district, to C-5 classification, to provide for commercial use.

REZONING ORDINANCE NO. 71, 1982 82-Z-63 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 2  
1155 EAST 96TH STREET, INDIANAPOLIS  
Florence Parrish, by Henry Y. Dein, requests rezoning of 4.40 acres, being in A-2 district, to D-7 classification, to build a 56-unit multi-family residential apartment complex.

REZONING ORDINANCE NO. 72, 1982 82-Z-67 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
9901 EAST 52ND STREET, INDIANAPOLIS  
Harrel and Darrel Cohron, by Gordon L. Harper/James R. Nickels, co-counsel, request rezoning of 81.02 acres, being in A-2 district, to D-11 classification, to provide for a mobile home park.

REZONING ORDINANCE NO. 73, 1982 82-Z-79 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16  
155 WEST 16TH STREET, INDIANAPOLIS  
Department of Public Safety, by David M. Whitcher, Division of Economic and Housing Development, requests rezoning of 0.65 acre, being in C-4 district, to SU-9 classification, to provide for a fire station to serve Methodist Hospital and the Near North Industrial Park.

REZONING ORDINANCE NO. 74, 1982 82-Z-80 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
625 EAST SOUTHPORT ROAD, INDIANAPOLIS  
Marvin C. Christie and Howard Nettles, by Thomas Blankenship, request rezoning of 1.20 acres, being in A-2 district, to C-3 classification, to provide for commercial use.

REZONING ORDINANCE NO. 75, 1982 82-Z-85 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
210 SOUTH 2ND AVENUE, BEECH GROVE, INDIANA  
Carl Bates, by James R. Nickels, requests rezoning of 1.35 acres, being in PK-1 district, to D-5 classification, to provide for residential use.

REZONING ORDINANCE NO. 76, 1982 82-Z-88A WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
361 NORTH ROENA STREET, INDIANAPOLIS  
Charles W. Patterson, by Thomas A. Deal, requests rezoning of 0.40 acre, being in A-1 district, to I-2-U classification, to provide for industrial use.

REZONING ORDINANCE NO. 77, 1982 82-Z-89 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
51 to 101 NORTH FRANKLIN ROAD, INDIANAPOLIS  
Frankline Road Baptist Church, by Charles Donegan, requests rezoning of 2.00 acres, being in D-3 district, to SU-1 classification, to provide for church use.

REZONING ORDINANCE NO. 78, 1982 82-Z-90 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
5841 CRAWFORDSVILLE ROAD, INDIANAPOLIS  
Amoco Oil Company, by L. N. Butcher, requests rezoning of 1.42 acres, being in D-5 district, to C-4 classification, to provide for rezoning conformance of the existing gasoline service station.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:28 p.m.

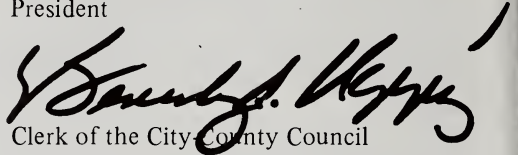
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County, Indiana, held at its Regular Meeting on the 8th day of November, 1982.

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

ATTEST:



President



Clerk of the City-County Council

(SEAL)