

**POLICE SPECIAL DISTRICT COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
SPECIAL MEETING
Monday, April 26, 1976**

A Special Meeting of the Police Special Service District Council convened in Council Chambers of the City-County Building at 6:45 p.m., Monday, April 26, 1976.

ROLL CALL

The President instructed the Clerk to take the roll. Twenty members being present, he announced a quorum. The roll call was as follows:

PRESENT: Mr. Bayt, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mr. Durnil, Mr. Gorham, Mrs. Hart, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Pearce, Mr. Rippel, Mr. Tinder, Mr. Tintera, Mr. Vollmer, and Mr. West.

CALL FOR SPECIAL MEETING

The President called for the reading of Special Notices. The Clerk read the following:

**TO THE MEMBERS OF THE POLICE 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 POLICE SPECIAL SERVICE DISTRICT COUNCIL held in the City-County Building, in the Council Chambers, on Monday, April 26, 1976, at 6:45 p.m., the purpose of such SPECIAL MEETING being to conduct any and all business that may properly require the attention of the Council at this time.

Respectfully,

**s/Joe T. Gorham, President
Police Special Service District Council**

CORRECTION OF JOURNAL

The President called for additions or corrections to the Journal for April 12, 1976. There being no additions or corrections to the minutes of the meeting of April 12, 1976, the minutes stand approved, as distributed.

OFFICIAL COMMUNICATIONS

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

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 caused to be published in the Indianapolis Commercial and the Indianapolis News on April 16, 1976, and April 23, 1976, a "Notice to Taxpayers" on Police Special Service District Fiscal Ordinance No. 2, 1976, for a Public Hearing to be held on Monday, April 26, 1976, at 6:45 p.m. in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

INTRODUCTION OF PROPOSALS

The President called for introduction of new proposals. There were no new proposals for introduction.

SPECIAL ORDERS - PUBLIC HEARING

The President called for proposals eligible for action under Special Orders - Public Hearing. Members of the public were invited to speak on proposals eligible for public hearing.

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1976. The Police Special Service District Council recessed to a Committee of the Whole at 6:59 and reconvened at 7:01 p.m. During the public hearing, Mr. Charles Colton spoke expressing his opposition to PSSD Fiscal Ordinance No. 2, 1976. Mr. Colton stated the purchase of additional police cars would, in his opinion, be justifiable, if the cars were patrolling the streets, rather than parked. Following discussion, Councilman Campbell moved, seconded by Councilman Tintera, to REFER POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1976, back to Committee. The MOTION FAILED on the following roll call vote; viz:

6AYES: *Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Hawkins, Mrs. Journey, and Mr. Pearce.*

11NOES: *Mrs. Brinkman, Mr. Durnil, Mrs. Hart, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Rippel, Mr. Tinder, Mr. Tintera, Mr. Vollmer, and Mr. West.*

Following further discussion, Councilman West moved, seconded by Councilman Tinder, Previous Question on the main motion. The Question being called on the adoption of PSSD Fiscal Ordinance No. 2, 1976, POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1976, was PASSED on the following roll call vote; viz:

13 AYES: Mrs. Brinkman, Mr. Durnil, Mr. Gorham, Mrs. Hart, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Pearce, Mr. Rippel, Mr. Tinder, Mr. Tintera, Mr. Vollmer, and Mr. West.

NOT VOTING: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Hawkins, Mr. Howard and Mrs. Journey.

Police Special District Fiscal Ordinance No. 2, 1976, reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1976

A FISCAL ORDINANCE appropriating the sum of One Million Four Hundred Seventy-Five Thousand One hundred Dollars (\$1,475,100) to pay the costs of purchasing fully equipped police vehicles.

WHEREAS, the Mayor and this Council have found and determined that it would be for the best interest of the Police Special Services District Council of the City of Indianapolis, Indiana, to acquire sufficient new police vehicles to allow replacement of a large number of old police vehicles; and,

WHEREAS, the Mayor and this Council have determined to issue certificates of obligation as evidence of permanent loans to finance the purchase of such fully equipped police vehicles, secured by granting purchase money security interest in such vehicles, the Police Special Services District having insufficient funds available or provided for in the existing budget and tax levy which may be applied to said purchase; and,

WHEREAS, repayment of permanent loans for additional police vehicles within two successive years may be from funds otherwise levied for annual replacement of permanently operating police vehicles without materially increasing future tax levies;

WHEREAS, no contract may be let for purchasing such fully equipped police patrol vehicles in advance of appropriating loans evidenced by certificates of obligation.

**BE IT RESOLVED BY THE POLICE SPECIAL SERVICES DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA**

SECTION 1. That the sum of One Million Four Hundred Seventy-Five Thousand One Hundred Dollars (\$1,475,100) be, and the same is hereby, appropriated out of the proceeds from the sale of certificates of obligation heretofore authorized by this Council to be issued and sold for the purpose of financing purchase of fully equipped police vehicles to pay the cost of such purchases and all preliminary and incidental expenses necessarily incurred in connection therewith, including the issuance of certificates of obligation secured by grant of purchase money security interests. Said funds are hereby appropriated as follows:

DEPARTMENT OF PUBLIC SAFETY
POLICE DIVISION

50. Properties

41,475,100

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, publication as provided by law, and approval of the State Board of Tax Commissioners.

SPECIAL ORDERS - FINAL ADOPTION

The President called for proposals to be heard under Special Orders - Final Adoption.

POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE NO. 1, 1976. Following discussion, during which Councilman West spoke regarding this proposed ordinance, POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE NO. 1, 1976, was PASSED on the following roll call vote; viz:

12AYES: Mrs. Brinkman, Mr. Durnil, Mr. Gorham, Mrs. Hart, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Rippel, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

NOT VOTING: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce.

Police Special Service District General Ordinance No. 1, 1976, reads as follows:

POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE NO. 1, 1976

A GENERAL ORDINANCE authorizing the Police Special Service District of the City of Indianapolis to make secured Permanent Loans in amounts totaling One Million Four Hundred Seventy-Five Thousand One Hundred Dollars (\$1,475,100) for the use of the Police District Fund of the City of Indianapolis for the purpose of financing the purchase of fully equipped police vehicles and to make agreements granting purchase money security interests; providing for the interest to be charged therefor; empowering the Controller to issue certificates of obligation to evidence such loan at such time and amount and for the duration as needed, secured by purchase money security interests in such police vehicles, providing for the legal notice of sale, and the time when said loan shall mature; and fixing a time when this Ordinance shall take effect.

WHEREAS, the Police Special Service District of the City of Indianapolis has need to replace police patrol vehicles in large numbers to achieve maximum utility;

WHEREAS, replacement of a greater number of such vehicles would facilitate maintenance and increase availability of police protection;

WHEREAS, the cost of replacing sufficient vehicles is in excess of the amount available for appropriation in the current fiscal year;

WHEREAS, payment for such police vehicles may be made over a period of years if purchase money loans are secured; and

WHEREAS, the Police Special Service District of the City of Indianapolis is authorized to issue securities for permanent loans not to be paid out of the current tax levy;

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

SECTION 1. That the City Controller is hereby authorized and empowered in the year 1976 to negotiate permanent loans for and in behalf of the Police Special Services District of the City of Indianapolis, not to exceed the sum of One Million Four Hundred Seventy-Five Thousand One Hundred Dollars (\$1,475,100) without considering the interest thereon to be added thereto, for a period not to exceed the time hereinafter fixed in this Ordinance, at a rate of interest not to exceed six percent (6%) per annum, the rate of interest to be fixed by the lowest interest bid for said loans. Said loans shall be used for the purpose of financing purchase of police vehicles and shall be secured by grant of purchase money security interest for the period set out in Section 2 of this Ordinance for repayment of such permanent loans.

The City Controller is authorized to make sale of certificates of obligation for said permanent loans after notice of the sale of certificates of obligation, and purchase money security interests in police vehicles, in a total amount not exceeding One Million Four Hundred Seventy-Five Thousand One Hundred Dollars (1,475,100), shall have been published by the City Controller once each week for (2) consecutive weeks in two (2) newspapers of general circulation, printed in the English language and published in the City of Indianapolis; said sale is to be not less than fifteen (15) days after the first publication nor less than five (5) days after the said publication of said notice. Said certificates of obligation shall be secured by purchase money security interests in police patrol vehicles and shall be signed by the Mayor of the City of Indianapolis and the City Controller, and attested to by the City Clerk, and the seal of the City of Indianapolis shall be attached thereto. Said certificates of obligation shall be payable at the office of the County Treasurer (ex officio, City Treasurer) in the City of Indianapolis, Indiana. The form of such certificate shall be as follows:

No. _____ Principle and Interest \$ _____
POLICE SPECIAL SERVICE DISTRICT OF THE
CITY OF INDIANAPOLIS CERTIFICATES OF OBLIGATION
(POLICE DISTRICT FUND)

On the _____ day of _____, 19 __, the Police Special Services District of the City of Indianapolis in Marion County, Indiana, promises to pay the Bearer, at the office of the Marion County Treasurer, Ex Officio Treasurer of the City of Indianapolis, the sum of _____ including interest on the principal amount of this certificate from the date hereof to maturity, secured by the purchase money security interests in police vehicles. This certificate may be prepaid prior to maturity at the principal amount hereof plus accrued interest to the date of prepayment.

This certificate of obligation is one of a series of certificates aggregating a sum of \$1,475,100 exclusive of interest added thereto maturity, evidencing a permanent loan secured by purchase money security interests in police vehicles.

Said Permanent Loan was authorized by an Ordinance duly adopted by the Police Special Services District Council of the City of Indianapolis, at a meeting thereof duly and legally convened and held on the _____ day of _____, 19 __, for the purpose of providing funds for the Police District Fund of said City of Indianapolis in compliance with Acts of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporation," approved March 6, 1905, and all Acts amendatory thereof and supplemental thereto and "An Act concerning reorganization of government in counties containing a city of the first class" approved March 13, 1969, as amended.

The consideration of said certificates is a loan made to the Police Special Services District of the City of Indianapolis secured by a purchase money security interest in police vehicles of said City payable in the year _____.

It is hereby certified and recited that all Acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution, and delivery of said certificates have been done and performed as provided by law.

IN WITNESS WHEREOF, THE CITY OF INDIANAPOLIS FOR ITS POLICE SPECIAL SERVICES DISTRICT, has caused this Certificate to be signed in its corporate name by its Mayor and attested by the Clerk of the City-County Council, the Corporate Seal of said City hereunto affixed, and counter signed by the Controller of the City of Indianapolis.

Dated this _____ day of _____, 19__.

CITY OF INDIANAPOLIS
POLICE SPECIAL DISTRICT

SECTION 2. The Lenders shall make available to the Police District Fund of the City of Indianapolis the following specific sums on the date indicated:

June 1, 1976 \$1,475,100

The City Controller shall, upon the issuing of a Certificate of Obligation for the amount of cash funds herein specified, be entitled to borrow for the Police Special Services District of said City the amount set out in said certificate, the total of each certificate and the combined total of all said certificates for such period not, however, to exceed the sum of One Million Four Hundred Seventy-Five Thousand One Hundred Dollars (\$1,475,100); Said permanent loan shall be due and payable on or before December 31, 1978. Said Controller is authorized to fix the loan and maturity dates on each certificate and compute the interest due in accordance with this Ordinance.

SECTION 3. The City Controller shall, after negotiating sale of certificates of obligations secured by purchase money security interests, determine the proportion of the permanent loan here authorized which was made by each lender and the number of police vehicles purchased with such part of the total. He shall thereupon supervise the preparation of security agreements in form sufficient under the Uniform Commercial Code, listing the particular vehicles and their equipment which constitute the collateral to be given to secure each certificate of obligation.

The terms and tenor of the security agreements shall be a recital that the Lender advanced to the Police Special Services District of the City of Indianapolis money to enable the District to purchase specified police vehicles, fully equipped, and that the proceeds of the permanent loan authorized by this Ordinance, and lent by the holder of certain specified certificates of indebtedness, was used to purchase such vehicles; that the lender shall be entitled to enforce its purchase money security interest as provided by law in the event that the Police Special Services District of the City of Indianapolis shall fail or refuse to repay its full indebtedness as provided by the evidence of such indebtedness. Such security agreement may warrant the ownership of the Police Special Services district of the City of Indianapolis free and clear of any other encumbrances on the police vehicles specified in such security agreement. The security agreements here authorized may include all parts, fittings, and accessories as well as equipment.

The Mayor shall, thereupon be authorized to execute said security agreements, which shall be attested by the Clerk of the City-County Council, under the Seal of the corporation, and counter-signed by the City Controller.

Following execution of the Security agreements, the City Controller shall deliver them to the various holders of certificates of obligation who have made permanent loans to the Police Special Services District of the City of Indianapolis under authority of this Ordinance.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage approval by the Mayor and compliance with all laws pertaining thereto.

ADJOURNMENT

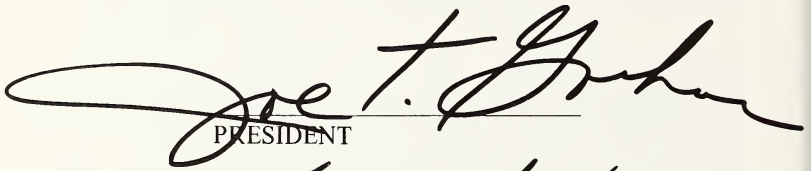
Upon motion duly made by Councilman McPherson, seconded by Councillor Kimbell, the meeting was adjourned at 8:10 p.m.

We hereby certify that the above and foregoing is a full true and complete record of the proceedings of the Police Special Service District Council of the City of

Indianapolis - Marion County held at is Special Meeting on the 26th day of April, 1976.

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

ATTEST:



PRESIDENT

(SEAL)



CLERK OF THE POLICE SPECIAL SERVICE
DISTRICT COUNCIL