

**FIRE SPECIAL SERVICE DISTRICT COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
SPECIAL MEETING
Monday, June 14, 1976**

A Special Meeting of the Fire Special Service District Council convened in Council Chambers of the City-County Building at 7:16 p.m.

ROLL CALL

The President instructed the Clerk to take the roll. Nineteen 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, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Pearce, Mr. Rippel, Mr. Tinder, Mr. Vollmer, and Mr. West.

ABSENT: Mrs. Hart.

CALL FOR SPECIAL MEETING

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

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

Ladies and Gentlemen:

You are hereby notified that there will be a SPECIAL MEETING of the FIRE SPECIAL SERVICE DISTRICT COUNCIL held in the City-County Building, in the Council Chambers, on Monday, June 14, 1976, at 6:55 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
Fire Special Service District Council**

CORRECTION OF JOURNAL

The President called for additions or corrections to the Journal of June 1, 1976. There being no additions or corrections to the minutes of the meeting of June 1, 1976, the minutes stand approved, as distributed.

SPECIAL ORDERS - FINAL ADOPTION

The President called for proposals eligible for action under Special Orders - Final Adoption. FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1976, was PASSED on the following roll call vote; viz:

16 AYES: *Mr. Bayt, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Durnil, Mr. Gorham, Mrs. Journey, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Pearce, Mr. Rippel, Mr. Tinder, Mr. Tintera, Mr. Vollmer, and Mr. West.*

NOT VOTING: *Mr. Cantwell, Mr. Hawkins, Mr. Howard.*

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1976, reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1

A FISCAL ORDINANCE approving temporary tax anticipation borrowing and authorizing temporary loans for the use of the Consolidated Fire Police Force Account and the Firemen's Pension Fund during the period July 1, 1976 to December 31, 1976 in anticipation of current taxes levied in the year 1975 and collectible in the year 1976 authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Account and Fund to the payment of said tax anticipation time warrants including the interest thereon; and fixing the time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the Special Service District Council of the Fire Special Service District of the City of Indianapolis now finds that there will be insufficient funds in the Consolidated City Fire Force Account to meet the current expenses payable from said Account prior to December, 1976 distribution of taxes levied for said Account; and

WHEREAS, the December, 1976 distribution of taxes to be collected for said Consolidated City Fire Force Account will amount to more than Three million eight hundred thousand dollars (\$3,800,000) and the interest cost of making a temporary loan for said Consolidated City Fire Force Account; and

WHEREAS, the Controller has represented and the Special Service District Council of the Fire Special Service District now finds that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the December, 1976 distribution of taxes levied for said Fund; and

WHEREAS, the December, 1976 distribution of taxes collected for said Firemen's Pension Fund will amount to more than Nine Hundred thousand dollars (\$900,000) and the interest cost of making a temporary loan for said Firemen's Pension Fund; and

WHEREAS, a necessity exists for the making of temporary loans for said Account and Fund in anticipation of current revenues for said Account and Fund actually levied and in course of collection for the year 1976, now, therefore:

**BE IT ORDAINED BY THE FIRE SPECIAL SERVICE
DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS:**

SECTION 1. The City of Indianapolis is authorized to borrow on a temporary loan for the use and benefit of the Consolidated City Fire Force Account of said City in the amount Three million eight hundred thousand dollars (\$3,800,000) in anticipation of current tax revenues actually levied and in course of collection for said Account for the year 1976 which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed the maximum rate provided by law, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form set forth in Section 4. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 30, 1976. Said warrants including interest shall be payable from the Consolidated City Fire Force Account, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Consolidated City Fire Force Account from the December 1976, distribution of taxes for said Consolidated City Fire Force Account, viz. Three million eight hundred thousand dollars (\$3,800,000) to the 1976 Budget Pseudo Code No. 000877 — Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and to the 1976 Budget Fund No. 087, Character 25 Interest (Temporary Loans) the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 2. The City of Indianapolis is authorized to borrow on a temporary loan for the use and benefit of the Firemen's Pension Fund of said City the amount of Nine hundred thousand dollars (\$900,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1976 which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided and said warrants to be substantially in the form set forth in Section 4. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 30, 1976. Said warrants including shall be payable from the Firemen's Pension Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Firemen's Pension Fund from the December 1976 distribution of taxes for said Firemen's Pension Fund, viz., Nine hundred thousand dollars (\$900,000) to the Firemen's Pension 1976 Budget Pseudo Code No. 000885 — Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and to the Firemen's Pension Fund 1976 Budget Fund No. 088, Character 24 — Interest (Temporary Loans) the amount of interest of said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by the successful bidder or bidders for said warrants.

SECTION 3. Said tax anticipation time warrants shall be executed in the name of the City of Indianapolis by the Mayor of said City, countersigned by the Controller of said City, the corporate seal of said City to be affixed thereto and attested by the Clerk. Said warrants shall be payable at the office of the Marion County Treasurer, ex officio Treasurer of the City of Indianapolis.

SECTION 4. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate Fund or Account, amounts, dates, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____

Principal and Interest \$ _____

**CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT
_____ (FUND) (ACCOUNT)**

On the _____ day of _____, 19 __, the City of Indianapolis, in Marion County, Indiana, promises to pay to 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 warrant from the date hereof to maturity, payable out of and from taxes levied in the year 19 __, and payable in the year 19 __, which said taxes are now in course of collection for the

(FUND)(ACCOUNT) of the City of Indianapolis, with which to pay general and current operating expenses of _____

This Tax Anticipation Time Warrant is one of a series of warrants aggregating a sum of _____ exclusive of interest added thereto to maturity, evidencing a temporary loan in anticipation of taxes levied and in course of collection for the (FUND) (ACCOUNT) of said City.

Said temporary loan was authorized by an ordinance duly adopted by the _____ of the City of Indianapolis, at (a) meeting(s) thereof duly and legally convened and held on the ___ day of _____, 19 __, for the purpose of providing funds for the _____ (FUND) (ACCOUNT) of said City of Indianapolis, in compliance with the Indiana Code of 1971, Title 18 and particularly Article 1, Chapter 4 thereof.

The consideration of said warrant is a loan made to the City of Indianapolis in anticipation of taxes levied for the _____ (FUND) (ACCOUNT) of said City for the year 19 __, payable in the year 19 __, and said taxes so levied are hereby specifically appropriated and pledged to the payment of said Tax Anticipation Time Warrants.

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 warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City of Indianapolis has caused this warrant 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 countersigned by the Controller of the City of Indianapolis.

Dated this _____ day of _____, 1979.

CITY OF INDIANAPOLIS

By: _____
Mayor of the City of Indianapolis

COUNTERSIGNED:

By: _____
Controller of the City of Indianapolis

ATTEST:

By: _____
Clerk of the City-County Council

SECTION 5. The Controller is hereby authorized and directed to have said tax anticipation time warrants prepared, and the Mayor, the Controller, and the Clerk are hereby authorized and directed to execute said tax anticipation time warrants in the manner and substantially the form hereinbefore provided. The Controller shall sell said warrants at public sale. Prior to the sale of said warrants, the Controller shall cause to be published a notice of sale once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, as provided by law. All bids for said warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name a separate rate of interest for each issue of warrants, or portion thereof bid for, of each Fund or Account. The warrants of each Fund or Account, or portion thereof bid for, shall be awarded to the bidder or bidders therefore submitting the lowest interest rate or rates. In the event two bidders submit the same interest rate for all or a portion of the warrants of an issue, such warrants shall be awarded to the bidder submitting the greatest premium. Any premium bid shall be used solely for the repayment of the principal of and interest on the warrants of the particular issue. No bid for less than par shall be considered, and the Controller shall have the right to reject any and all bids. The proper officers of the City are authorized of the agreed purchase price. The warrants of any issue may all be delivered at one time or in parcels from time to time, pursuant to any agreements or understanding with respect to said delivery by and between the Controller and the purchaser or purchasers of the warrants.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and compliance with all laws pertaining thereto.

NEW BUSINESS

Councilman Boyd moved, seconded by Councilman Cantwell, that the FIRE SPECIAL SERVICE DISTRICT COUNCIL hold a public hearing on the petition and request for censure of comments made by Lt. Robert H. Stark, such hearing to be scheduled for July 12, 1976. Discussion of the motion followed. The motion failed on the following roll call vote; viz:

9 AYES: *Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, Mr. Vollmer*

10 NOES: *Mrs. Brinkman, Mr. Durnil, Mr. Gorham, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Rippel, Mr. Tindler, Mr. Tintera, and Mr. West.*

ADJOURNMENT

Upon motion duly made by Councilman Kimbell, seconded by Councilman Tintera, the meeting was adjourned at 7:27 p.m.

We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the Fire Special Service District Council of the City of Indianapolis-Marion County held at its Special Meeting on the 14th day of June, 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 Fire Special Service District
Council