

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, March 21, 1983**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building at 7:13 p.m., Monday, March 21, 1983. President SerVaas in the Chair. Councillor Paula M. Sawyers opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

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

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

ABSENT: *Schneider*

CORRECTION OF THE JOURNAL

The Chair called for additions or corrections to the Journals of February 14 and 28, 1983. There being no additions or corrections to the Journals, the minutes were approved as distributed.

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, March 21, 1983, 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 caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on March 10 and 17, 1983, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 85, 1983, to be held on Monday, March 21, 1983, 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. 13, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Twenty-Six Thousand Three Hundred Thirty-nine Dollars (\$26,339) in the County General Fund for purposes of the Marion County Superior Court, Criminal Division - Probation Department and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 14, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Municipal Court.

FISCAL ORDINANCE NO. 15, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Six Thousand Dollars (\$6,000) in the County General Fund for purposes of the Marion County Voter's Registration and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 16, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Twenty-five Thousand Dollars (\$25,000) in the County Welfare Fund for purposes of the Marion County Guardian Home and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 17, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Juvenile Detention Center.

GENERAL ORDINANCE NO. 19, 1983, amending City-County General Ordinance No. 61, 1982, authorizing changes in the personnel schedule of the Center Township Trustee.

GENERAL ORDINANCE NO. 20, 1983, amending City-County General Ordinance No. 61, 1982, authorizing changes in the personnel schedule of the Pike Township Trustee.

GENERAL ORDINANCE NO. 21, 1983, amending City-County General Ordinance No. 61, 1982, authorizing changes in the personnel schedule of the Wayne Township Trustee.

GENERAL ORDINANCE NO. 22, 1983, amending City-County General ordinance No. 61, 1982, authorizing changes in the personnel schedule of the Washington Township Trustee.

SPECIAL RESOLUTION NO. 16, 1983, requesting the Public Safety and Criminal Justice Committee to examine alternative programs which may be utilized in the week-end housing of non-violent prisoners.

SPECIAL RESOLUTION NO. 17, 1983, requesting the Public Safety and Criminal Justice Committee to examine all facets of the problem of money owed the City of Indianapolis and Marion County through the activities of the local criminal justice system.

SPECIAL RESOLUTION NO. 18, 1983, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

**s/William H. Hudnut, III
Mayor**

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

PROPOSAL NO. 137, 1983. Councillor Jones read the proposal honoring Danny Miller of Decatur Central High School as the Indiana High School Athletic Association State Wrestling Champion and moved for its adoption, seconded by Councillor Miller. Proposal No. 137, 1983, was adopted by unanimous voice vote, retitled **SPECIAL RESOLUTION NO. 19, 1983,** and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 1983

A SPECIAL RESOLUTION honoring Mr. Danny Miller of Decatur Central High School as the Indiana High School Athletic Association State Wrestling Champion in the one hundred seventy-seven (177) pound weight classification.

WHEREAS, Mr. Danny Miller has achieved an outstanding position in the sport of wrestling with a record of thirty-four (34) wins and no (0) losses; and

WHEREAS, he has maintained the highest level of performance in his academic work with a straight A average; and

WHEREAS, Mr. Miller ranks eleventh (11) in his high school class of two hundred ninety-two (292) with regard to academic achievement; and

WHEREAS, he has honored the City of Indianapolis and Marion County with his expression of athletic ability in the sport of wrestling; now, therefore:

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

SECTION 1. The City-County Council congratulates Mr. Danny Miller on his Indiana High School Athletic Association State Wrestling Championship Title.

SECTION 2. The Mayor is invited to join with the Council 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. 143, 1983. Introduced by Councillor Nickell, this proposal honors the John Marshall High School Basketball Team. Councillor Nickell moved for its adoption, seconded by Councillor Miller. Proposal No. 143, 1983, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 21, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 1983

A SPECIAL RESOLUTION honoring the John Marshall High School Basketball Team.

WHEREAS, the John Marshall High School Basketball Team, the Patriots, won the Franklin Central High School Basketball Sectional Championship; and

WHEREAS, the team was led in play by members Derrick Spight, Steve McWilliams and Steven Boyd, who were named to the Franklin Central All Sectional Team; 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 congratulates Patriots Coach Roger Schroder, Assistant Coaches Bill Baugh, Virgil Bleill, and Michael Bridges, team members Steven Boyd, Rickey Davis, Joe Jacobs, Michael Kelley, Steve McWilliams, Dwayne Smith, Roy Smith, Derrick Spight, William Spight, Dewayne Sumler, Jeffrey Wilson, Mike Nowlin, and Student Managers Keith Jones and Michael Ricketts on their 1983 Sectional Title.

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. 144, 1983. Councillors Coughenour and SerVaas introduced the proposal observing the opening of the world conference on Soviet Jewry. President SerVaas read the proposal and moved, seconded by Councillor Coughenour, for adoption. Proposal No. 144, 1983, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 22, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 1983

A SPECIAL RESOLUTION observing the opening of the world conference on Soviet Jewry.

WHEREAS, Abraham Lincoln said, "Our reliance is in the love of liberty, which God has planted in us. Our defense is in the spirit, which prized liberty as the heritage of all men, in all lands everywhere"; and

WHEREAS, Indianapolis executive Gerald Kraft is serving as International President of B'nai B'rith; and

WHEREAS, as President of that organization, Mr. Kraft opened a world conference on Soviet Jewry in Israel on Tuesday, March 15, 1983, which calls attention to the importance of basic human rights for all peoples and especially for Soviet Jews; and

WHEREAS, all segments of the Indianapolis community came together that day on Monument Circle in remembrance of the many Jewish people denied the right to emigrate from the Soviet Union; 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 congratulates Gerald Kraft for his leadership role with B'nai B'rith and for calling attention to the importance of basic human rights.

SECTION 2. The City-County Council salutes the opening of the world conference on Soviet Jewry in Israel on March 15, 1983.

SECTION 3. The Mayor is invited to join with the Council by affixing his signature hereto.

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

INTRODUCTION OF PROPOSALS

[Clerk's Note: Councillor Brinkman moved, seconded by Councillor Tintera, to advance Proposal Nos. 120 - 127, 1983, on the agenda. Consent was given.]

PROPOSAL NO. 115, 1983. Introduced by Councillors Miller and Rhodes. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing seven individuals to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 116, 1983. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reducing the appropriation for the Department of Welfare by \$2,846,242 in accordance with the State Board of Tax Commissioners"; and the President referred it to the Community Affairs Commity.

PROPOSAL NO. 117, 1983. Introduced by Councillor McGrath. The Clerk read th proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$126,200 for the Department of Welfare for additional personnel to administer the Food Stamp Program"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 118, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$28,077 for the Clerk of the Circuit Court for additional personnel for the IV-D Child Support Division"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 119, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE authorizing changes in the personnel schedule of the Perry Township Trustee"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 120, 1983. Introduced by Councillors Hawkins and Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION for an inducement resolution supplementing and amending a previously issued inducement resolution for We Care Manor, Inc. Nursing Center from an amount not to exceed \$1,350,000 to an amount not to exceed \$3,150,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 121, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Copher, Echt & Stone, M.D.'s Inc. or a partnership to be formed by the principals of Copher, Echt & Stone, M.D.'s Inc. in an amount not to exceed \$800,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 122, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION for an inducement resolution supplementing and amending a previously issued inducement resolution for West Baking Company, Inc. from an amount not to exceed \$1,500,000 to an amount not to exceed \$3,500,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 123, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for SerVaas Management Co., Inc., in an amount not to exceed \$500,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 124, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$4,350,000 Economic Development Revenue Bonds, Series A for Monument Circle Associates"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 125, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$2,300,000 Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 for Wulsin Associates"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 126, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE for a final bond ordinance repealing Special Ordinance No. 2, 1983, and authorizing the issuance of \$2,000,000 Economic Development First Mortgage Revenue Bonds, Series 1983 for National Wine & Spirits Corporation"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 127, 1983. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$550,000 Economic Development First Mortgage Revenue Bonds, Series 1983 for AC Sales & Service"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 128, 1983. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$7,000,000 in UDAG and HUD Section 108 funds in the Community Development Administration, Department of Metropolitan Development for management and accounting purposes"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 129, 1983. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$7,000,000 for the Economic and Housing Development, Department of Metropolitan Development to be funded by the Community Services Program for construction of a tunnel and sewer improvements"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 130, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$32,000 for the Marion County Sheriff for the rental of a maintenance garage"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 131, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing a loading zone on South New Jersey Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 132, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing the speed limit controls on Eagle Valley Pass and Valley Farms Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 133, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing the speed limit controls on portions of Dean Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 134, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking controls on Pearl Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 135, 1983. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code dealing with handicapped parking"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 136, 1983. Introduced by Councillor Page. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking restrictions on College Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 137, 1983. This proposal was adopted under Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions and was retitled Special Resolution No. 19, 1983.

PROPOSAL NO. 138, 1983. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION honoring the Warren Central High School Boy's Gymnastics Team"; and the President referred it to a Committee of the Whole to be acted on during the next session of the Council.

PROPOSAL NOS. 139-142, 1983. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on March 4, 1983". Council consent was given on the proposals. Proposal Nos. 139-142, 1983, were retitled REZONING ORDINANCE NOS. 33-36, 1983, and read as follows:

**REZONING ORDINANCE NO. 33, 1983 82-Z-109 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
5102 SOUTH ARLINGTON AVENUE, INDIANAPOLIS**
Carson City, Inc., by William F. LeMond, requests rezoning of 27.47 acres, being in D-6 II district, to D-4 classification, to provide for residential use by platting.

**REZONING ORDINANCE NO. 34, 1983 83-Z-2 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16
922 FORT WAYNE AVENUE, INDIANAPOLIS**
Superior Distributing Co., Inc., by John L. Courter, requests rezoning of 2.35 acres, being in C-4 district, to CBD-2/Regional Center (Secondary) districts, to provide for expansion of existing building and parking requirement reduction for distributor.

**REZONING ORDINANCE NO. 35, 1983 83-Z-23 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20**

990 EAST NATIONAL AVENUE, INDIANAPOLIS

Robert Sherman, Kathleen Sherman, and the Indianapolis Power and Light Co., by Richard L. Brown, request rezoning of 0.62 acre, being in SU-18 district, to I-3-U classification, to provide for a moving company office and truck operation center.

**REZONING ORDINANCE NO. 36, 1983 83-Z-25 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 2**

2199 KESSLER BOULEVARD, WEST DRIVE, INDIANAPOLIS

City of Indianapolis, Department of Transportation, by Thomas N. Olvey, requests rezoning of 0.76 acre, being in SU-34 district, to SU-9 classification, to provide for a fire department.

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 NOS. 145-153, 1983. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on March 18, 1983". Council consent was given on the proposals. Proposal Nos. 145-153, 1983, were retitled REZONING ORDINANCE NOS. 37-45, 1983, and read as follows:

**REZONING ORDINANCE NO. 37, 1983 81-Z-154B LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3**

8198 NORTH SHADELAND AVENUE, INDIANAPOLIS

Metropolitan Development Commission, by J. Nicholas Shelley, Administrator, Division of Planning and Zoning, initiates the rezoning of 3.85 acres, being in C-4 district, to HD-2 classification, to provide hospital district support facilities zoning for the Community Northeast and Fairbanks Hospital facilities.

**REZONING ORDINANCE NO. 38, 1983 83-Z-3 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16**

2501 NORTH DELAWARE STREET, INDIANAPOLIS

Walter Pettigrew, by Kenneth Roberts, requests rezoning of 0.28 acre, being in D-8 district, to C-3 classification, for commercial use.

**REZONING ORDINANCE NO. 39, 1983 83-Z-21 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

1002 WEST 86TH STREET, INDIANAPOLIS

Jack Baker and Robert N. Skinner, by Philip A. Nicely, request rezoning of 24.50 acres, being in A-2 district, to D-1 classification, to provide for development of a detached single-family subdivision.

**REZONING ORDINANCE NO. 40, 1983 83-Z-26 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 7**

1101 EAST 46TH STREET, INDIANAPOLIS

Premier Stamping Corp., and L.M. Goodson, Jr. & Nancy Lee Goodson, by J.L. Tuohy, request rezoning of approximately 1.50 acres, being in D-5 district, to I-3-U classification, to provide for future expansion of industrial use.

**REZONING ORDINANCE NO. 41, 1983 83-Z-27 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 19**

909 SOUTH AUBURN DRIVE, INDIANAPOLIS

Scotty's Mobile Homes, Inc., by M.G. Bratton, requests rezoning of 0.32 acre, being in C-1 district to D-4 classification, to provide for use as a residential building site.

**REZONING ORDINANCE NO. 42, 1983 83-Z-28 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 19
3844 WEST MORRIS STREET, INDIANAPOLIS**

Bruce Litton, requests rezoning of 0.32 acre, being in D-5 district, to C-5 classification, to permit the erection of an auto repair garage.

**REZONING ORDINANCE NO. 43, 1983 83-Z-29 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
4320 NORTH POST ROAD, INDIANAPOLIS**

Lawrence Church of God, by Rev. Gregory Isaacs, requests rezoning of 1.82 acres, being in D-3 district, to SU-1 classification, to provide for church use.

**REZONING ORDINANCE NO. 44, 1983 83-Z-30 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

8902 TOWNSHIP LINE ROAD, INDIANAPOLIS

R & P Enterprises, Inc., by Larry Cramer, requests rezoning of 12.65 acres, being in A-2 district, to D-6 classification, to provide for condominiums.

**REZONING ORDINANCE NO. 45, 1983 83-Z-42 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 17**

1709 LAFAYETTE ROAD, INDIANAPOLIS

Wallace Expanding Machines, Inc., by Scott A. Lindquist, requests variance of setbacks to the front and rear of the site and the loading area standards to provide for a loading door fronting on Lafayette Road, all in accordance with the accompanying plans.

PROPOSAL NO. 154, 1983. Introduced by Councillors Rhodes and West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning cafe activity in sidewalk sales area"; and the President referred it to the Administration Committee.

PROPOSAL NO. 120, 1983. Councillor Brinkman reported that the Economic Development Committee recommended passage by a vote of 5-0 on March 18, 1983, for an inducement resolution supplementing and amending a previously issued inducement resolution for We Care Manor, Inc. Nursing Center from an amount not to exceed \$1,350,000 to an amount not to exceed \$3,150,000. This project increases the number of beds from 88 to 120 and also the square footage of the building from 33,398 to 38,000 square feet. The project will be constructed in the 900 block of Indiana Avenue. The amendment for this project also changes the estimated employment to be 83 positions throughout a three-year period. Councillor Brinkman moved, seconded by Councillor Hawkins, for adoption. Proposal No. 120, 1983, was adopted on the following roll call vote; viz:

24 YEAS: Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer, West

NO NAYS

5 NOT VOTING: Borst, Boyd, Durnil, Jones, Schneider

Proposal No. 120, 1983, was retitled SPECIAL RESOLUTION NO. 23, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1983

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 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, We Care Manor, Inc. Nursing Center (the "Company") had previously advised the Indianapolis Economic Development Commission and the City that it proposed that the city either acquire, construct 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 and equipping of an approximately 33, 398 square foot eighty-eight bed skilled and intermediate care nursing center and the machinery and equipment to be installed therein plus certain site improvements located in the 900 block of Indiana Avenue, Indianapolis, Indiana on approximately 3 to 5 acres of land (the "Original Project") and this City-County Council on June 21, 1982 passed City-County Special Resolution No. 41, 1982 in order to induce the Company to proceed with the acquisition, construction, and equipping of the Original Project; and

WHEREAS, the Company has now advised the Indianapolis Economic Development Commission and the City that it proposes to expand the scope of the Original Project to a skilled and intermediate care nursing center containing up to 120 beds and the machinery and equipment to be installed therein plus certain site improvements to be located in the 900 block of Indiana Avenue, Indianapolis, Indiana on approximately 3 to 5 acres of land (the "Amended Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 83 additional jobs at the end of one year) to be achieved by the acquisition, construction and equipping of the Amended Project will be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, it would appear that the financing of the Amended Project would be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, the acquisition, construction 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 \$3,150,000 (the final amount to be determined by the final number of beds)

under the Act, the Amended Project to be approved by the Metropolitan Development Commission and the Department of Metropolitan Development of the City of Indianapolis as part of the Northwest Redevelopment Project Area, to raise an amount of capital satisfactory to the Indianapolis Economic Development Commission, to have a Certificate of Need, and Section 1122 approval for purposes of the Social Security Act, for the acquisition, construction and equipping of the Amended Project and the sale or leasing of the Amended Project to We Care Manor, Inc. Nursing Center (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 and equipping of the Amended 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 pursuant thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and (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 Amended Project incurred after the passage of City-County Special Resolution No. 41, 1982, 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 and equipping of the Amended Project will be permitted to be included as part of the bond issue to finance said Amended 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 Amended 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 NO. 121, 1983. Councillor Brinkman reported that this proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Copher, Echt & Stone, M.D.'s Inc. or a partnership to be formed by the principals of Copher, Echt & Stone, M.D.'s Inc. in an amount not to exceed \$800,000, was recommended for passage by the Economic Development Committee by a vote of 5-0 on March 18, 1983. She explained that the breakdown of the total costs of the \$925,000 project are as follows: \$75,000 land, \$700,000 building structure, \$100,000 equipment and \$50,000 miscellaneous expenses. The firm specializes in obstetrics and gynecology. Councillor Brinkman moved, seconded by Councillor Tintera, for adoption. Proposal No. 121, 1983, was adopted on the following roll call vote; viz:

15 YEAS: *Brinkman, Cottingham, Coughenour, Gilmer, Hawkins, Holmes, McGrath, Miller, Page, Rader, Rhodes, Sawyers, SerVaas, Tintera, Vollmer*

11 NAYS: *Borst, Campbell, Clark, Dowden, Durnil, Howard, Jones, Journey, Nickell, Stewart, Strader*

3 NOT VOTING: *Boyd, Schneider, West*

Proposal No. 121, 1983, was retitled SPECIAL RESOLUTION NO. 24, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1983

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 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, Copher, Echt & Stone, M.D.'s Inc. or a partnership to be formed by the principals of Copher, Echt & Stone, M.D.'s Inc. (David E. Copher, Charles R. Echt and William M. Stone) (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposed that the city either acquire, construct 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 and equipping of a new building containing approximately 6,970 square feet to be used entirely by Copher, Echt & Stone, M.D.'s Inc. for the providing of medical services, and the machinery and equipment to be installed therein plus certain site improvements to be located at 8180 North Township Line Road on the south end of the tract on which the Women's Hospital is presently being constructed, Indianapolis, Indiana on approximately 6,970 square feet of land plus required easements for access and parking (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 5 additional jobs at the end of one year and 9 additional jobs at the end of three years) to be achieved by the acquisition, construction 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, it would appear that the financing and use entirely by Copher, Echt & Stone, M.D.'s Inc. for the providing of medical services 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 and equipping, and use entirely by Copher, Echt & Stone, M.D.'s Inc. for the providing of medical services, 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 \$800,000 under the Act to be privately placed for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to Copher, Echt & Stone, M.D.'s Inc. or a partnership to be formed by the principals of Copher, Echt & Stone, M.D.'s Inc. (David E. Copher, Charles R. Echt and William M. Stone) (the "Company") or the loaning of the proceeds of such financing to the Company for such purposes and the use of the Project entirely by Copher, Echt & Stone, M.D.'s Inc. for the providing of medical services 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 and equipping of the Project and the use of the Project entirely by Copher, Echt & Stone, M.D.'s Inc. for the providing of medical services, the 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 (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 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 NO. 122, 1983. Councillor Brinkman explained that this proposal, for an inducement resolution supplementing and amending a previously issued inducement resolution for West Baking Company, Inc. from an amount not to exceed \$1,500,000 to an amount not to exceed \$3,000,000, was recommended for passage by a vote of 5-0 on March 18, 1983. Councillor West, Senior Vice President and Treasurer of West Baking Company and shareholder, was not present in the Council Chambers and abstained from any participation. Councillor Brinkman reported that this project will provide twenty-five jobs at the end of the first year and forty jobs at the end of three years. There will be a 30,000 square foot addition to the Company's existing bakery structure located at 4201 Industrial Boulevard. Councillor Brinkman moved, seconded by Councillor Tintera, for adoption. Proposal No. 122, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS:

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

Proposal No. 122, 1983, was retitled SPECIAL RESOLUTION NO. 25, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1983

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 previously advised the Indianapolis Economic Development Commission and the City that it proposed 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 Indianapolis Economic Development Commission on November 3, 1982 adopted a resolution and the City-County Council for the City of Indianapolis and Marion County, Indiana on November 8, 1982 adopted City-County Special Resolution No. 82, 1982 inducing the Company to acquire, construct, install and equip the Project in the City of Indianapolis in an amount not to exceed \$1,500,000; and

WHEREAS, the Company has now advised the Indianapolis Economic Development Commission and the City that it desires to increase the amount of equipment and improvements to be acquired, constructed and installed by an additional \$1,500,000 and that it has not yet incurred any binding obligations for such equipment and improvements and will not prior to the City-County Council adopting a supplemental inducement resolution covering such equipment and improvements; and

WHEREAS, all other aspects of the Project remain unchanged and are still as they were presented previously; 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 increasing the amount of the previous inducement resolution for West Baking Company, Inc. from an amount not to exceed \$1,500,000 to an amount not to exceed \$3,000,000 for West Baking Company, Inc. 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 increased amount not to exceed \$3,000,000 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 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 pursuant thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and (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 City-County Special Resolution No. 82, 1982, 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 NO. 123, 1983. Councillor Brinkman stated that Proposal No. 123, 1983, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for SerVaas Management Co., Inc., in an amount not to exceed \$500,000, was recommended for passage by the Economic Development Committee on March 18, 1983, by a vote of 5-0. Dr. SerVaas, President of the City-County Council and principal shareholder of SerVaas Management Co., Inc., was not present in the Council Chambers and abstained from any participation. The project involves construction and equipping of a 16,000 square foot building to be locate on 1.3 acres of land at 1000 Waterway Boulevard to be used as corporate headquarters for publishing and manufacturing operations in the United States, Canada and Mexico for the Curtis Publishing Company and also for other companies with which Dr. SerVaas is associated. The project costs involve \$65,000 for land and \$600,000 for the building. Councillor Brinkman moved, seconded by Councillor Miller, for adoption. Proposal No. 123, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

4 NOT VOTING: *Boyd, Schneider, SerVaas, West*

Proposal No. 123, 1983, was retitled SPECIAL RESOLUTION NO. 26, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 26, 1983

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 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, SerVaas Management Co., Inc., or Dr. Beurt R. SerVaas (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the city either acquire, construct 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 and equipping of a new building containing approximately 16,000 square feet to be used as corporate headquarters for publishing and manufacturing operations in the United States, Canada and Mexico for Curtis Publishing Company, and the machinery and equipment to be installed therein plus certain site improvements to be located at 1000 Waterway Boulevard, Indianapolis, Indiana, on approximately 1.3 acres of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 10 additional jobs at the end of one year and 30 additional jobs at the end of three years) to be achieved by the acquisition, construction 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, it would appear that the financing and use as corporate headquarters for publishing and manufacturing operations in the United States, Canada and Mexico for Curtis Publishing Company, and for SerVaas Laboratories, Inc. would be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, the acquisition, construction and equipping, and use of the facilities as corporate headquarters for publishing and manufacturing operations in the United States, Canada and Mexico for Curtis Publishing Company and for SerVaas Laboratories, Inc. 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 \$500,000 under the Act to be privately placed for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to SerVaas Management Co., Inc. or Dr. Beurt R. SerVaas (the "Company") or the loaning of the proceeds of such financing to the Company for such purposes and use of the Project as corporate headquarters for publishing and manufacturing operations in the United States, Canada and Mexico for Curtis Publishing Company and for SerVaas Laboratories, Inc. 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 and equipping of the Project and the use of the Project as corporate headquarters for publishing and manufacturing operations in the United States, Canada and Mexico for Curtis Publishing Company, and for SerVaas Laboratories, Inc. the 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 pursuant thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; and (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 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 NO. 124, 1983. This proposal, for a final bond ordinance authorizing the issuance of \$4,350,000 Economic Development Revenue Bonds, Series A for Monument Circle Associates, was recommended for passage by the Economic Development Committee by a vote of 6-0 on March 18, 1983. Councillor Brinkman moved, seconded by Councillor Tintera, for adoption. Proposal No. 124, 1983, was adopted on the following roll call vote; viz:

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

3 NOT VOTING: *Boyd, Schneider, West*

Proposal No. 124, 1983, was retitled SPECIAL ORDINANCE NO. 3, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1983

A SPECIAL RESOLUTION authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series A (Monument Circle Associates Project)" in the aggregate principal amount of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for 50 Monument Circle Associates which is now known as Monument Circle Associates and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 18, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Monument Circle Associates complies with the purposes and provisions of Indiana Code 36-7-12 and that such financing and leasing space in said facilities will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the First Mortgage Note, Series A, Loan Agreement, Mortgage and Security Agreement (such documents being hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12) the City of Indianapolis Economic Development Revenue Bonds, Series A (Monument Circle Associates Project), and the Trust Indenture, by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, Mortgage and Security Agreement previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to Monument Circle Associates for the purposes of financing the economic development facilities under renovation or to be renovated in Indianapolis, Indiana, and the repayment of said loan by Monument Circle Associates will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

SECTION 2. The forms of the First Mortgage Note, Series A, Loan Agreement, Mortgage and Security Agreement (collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), the Trust Indenture, and the form of the City of Indianapolis Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Agreement, the form of the City of Indianapolis Economic Development Revenue Bonds, Series A (Monument Circle Associates Project), and the Trust Indenture, are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) in the aggregate principal amount of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) dated as of the interest payment date to which interest has been paid as of the date on which the Bonds are authenticated or if the Bonds are authenticated prior to the first day on which interest is to be paid, the Bonds shall be dated the date of delivery thereof, for the purpose of procuring funds to loan to Monument Circle Associates in order to finance the economic development facilities, as more particularly set out in the Loan Agreement, Mortgage and Security Agreement incorporated herein by reference which Bonds will be

payable as to principal, premium, if any, and interest solely from the payments made by Monument Circle Associates on its First Mortgage Note, Series A in the aggregate principal amount of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) which will be executed and delivered by Monument Circle Associates to evidence and secure said loan, and monies drawn under an Irrevocable Letter of Credit issued by The Indiana National Bank, and as otherwise provided in the above described First Mortgage Note, Series A, Loan Agreement, Mortgage and Security Agreement, and Trust Indenture. The Bonds are issuable as fully registered Bonds without coupons in denominations of \$1,000 or any integral multiple thereof and shall be redeemable as provided in the Trust Indenture. The principal of, premium, if any, and interest on the Bonds shall be payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts. All payments on any fully registered Bond of any such series shall be made to the person appearing on the Bond registration books of the Trustee as the registered owner thereof and shall be paid by check or draft mailed to the registered owner at his address as it appears on such registration books or at such other address as its furnished the Trustee in writing by such holder. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis. Additional Bonds may be issued from time to time under certain terms and conditions for one or more of the purposes as set forth in the Trust Indenture.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser thereof at a price equal to 100% of the aggregate principal amount thereof. Interest on the Bonds shall be computed on the basis of a 360-day year consisting of twelve 30-day months and shall be payable at the Bond Interest Rate on May 1, 1983, and on the first day of each month thereafter. Interest only is payable on the first day of each month until the earlier of: (a) the first day of the first month succeeding the month during which the Final Loan Amount shall have been determined and, if necessary, the Bonds redeemed pursuant to Section 5.2 (b) of the Loan Agreement and Section 501 of the Trust Indenture; or (b) April 1, 1986 (the "Rollover Date"). Principal of and interest on each Bond are payable thereafter:

- (i) on the first day of the second month after the Rollover Date and on the first day of each month thereafter until March 1, 1999, in an amount equal to the monthly amortization of the principal amount hereof outstanding on the Rollover Date on a thirty (30) year amortization at the Bond Interest Rate then in effect; and
- (ii) on March 1, 1999, the unpaid principal hereof, plus interest to maturity at the Bond Interest Rate then in effect.

The monthly payments specified in the Bonds shall be applied first to the payment of interest on the unpaid principal indebtedness, the balance to the reduction of said principal, provided that if the regular monthly payment is made in advance, the interest shall be computed and immediately collected from such advance payment as if the regular monthly payment was made when due. Except as provided in Section 501 of the Trust Indenture, prepayments of principal shall reduce the number of installment payments, but shall not reduce the amount of such installment payments as provided for above.

Until the fifth anniversary date of the Rollover Date, the Bond Interest Rate shall be twelve percent (12%) per annum. The Bond Interest Rate shall be adjusted on the fifth and tenth anniversary dates of the Rollover Date to the Index plus 100 Basis Points, except that the Bond Interest Rate shall not be reduced without the consent of the holder thereof. The Index shall be deemed to be the immediately preceding twelve week average yield for the twelve week average yield for twenty (20) year constant maturity U. S. Government Bonds as published by the Federal Reserve System in the Federal Reserve Statistical Release Weekly Summary of Banking and Credit Measures - H.9(511) immediately preceding such anniversary date, such rate to be in effect for 60 consecutive monthly payments of principal and interest. If such index ceases to be published by the Federal Reserve System, the Index shall be the most nearly similar report indicating the interest rate on such Bonds which is acceptable to the holder thereof, the Issuer and Monument Circle Associates. Interest may be at such higher rate as may be provided for in the Loan Agreement, Mortgage and Security Agreement, Trust Indenture or the bonds resulting from a determination of taxability or default.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement, the City of Indianapolis Economic Development Revenue Bonds, Series A (Monument Circle Associates Project), and the Trust Indenture approved herein and their execution is hereby confirmed on behalf of the City of Indianapolis and any other documents which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the Trustee named in the Trust Indenture, payment for which will be made to the Trustee named in the Trust Indenture. The execution and delivery of the Bonds shall occur within one hundred and twenty (120) days from the passage of this ordinance. The Mayor and City Clerk may by their execution of the Financing Agreement, Trust Indenture, and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

SECTION 6. The provisions of this ordinance and the Trust Indenture shall constitute a contract binding between the City of Indianapolis and the holders of the Economic Development Revenue Bonds, Series A (Monument Circle Associates Project), and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 125, 1983. Councillor Brinkman reported that this proposal, for a final bond ordinance authorizing the issuance of \$2,300,000 Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 for Wulsin Associates, was recommended for passage by the Economic Development Committee on March 18, 1983, by a vote of 6-0. Councillor Brinkman moved, seconded by Councillor Tintera, for adoption. Proposal No. 125, 1983, was adopted on the following roll call vote; viz:

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

Proposal No. 125, 1983, was retitled SPECIAL ORDINANCE NO. 4, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 1983

A SPECIAL RESOLUTION authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project)" in the aggregate principal amount of Two Million Three Hundred Thousand Dollars (\$2,300,000) and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has previously rendered a report of the Indianapolis Economic Development Commission concerni

the proposed financing of economic development facilities for Wulsin Associates and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the City of Indianapolis has previously issued its City of Indianapolis Economic Development First Mortgage Revenue Bond, Series 1980 (Wulsin Associates Project), (the "Series 1980 Bond") in the principal amount of Two Million One Hundred Thousand Dollars (\$2,100,000) and its City of Indianapolis Economic Development First Mortgage Revenue Bond, Series 1981 (Wulsin Associates Project), (the "Series 1981 Bond") in the principal amount of Two Hundred Thousand Dollars (\$200,000) to finance on an interim basis the acquisition, renovation, equipping of economic development facilities and paying incidental expenses of issuance for Wulsin Associates; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 18, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the issuance of City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project) in the aggregate principal amount of Two Million Three Hundred Thousand Dollars (\$2,300,000) for the purpose of providing funds to refinance the Series 1980 Bond and the Series 1981 Bond which were issued by the City of Indianapolis to finance the acquisition, construction, renovation and equipping of certain economic development facilities owned by Wulsin Associates, an Indiana general partnership complies with the purposes and provisions of Indiana Code 36-7-12 and that such refinancing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the First Mortgage Note, Series 1983, Loan Agreement, Mortgage and Security Agreement (such documents being hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12) the City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project), and the Trust Indenture, Collateral Assignment of Leases and Rentals and Guaranty Agreement by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the issuance of City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project) in the aggregate principal amount of Two Million Three Hundred Thousand Dollars (\$2,300,000) for the purpose of providing funds to refinance the Series 1980 Bond and the Series 1981 Bond which were issued by the City of Indianapolis to finance the acquisition, construction, renovation and equipping of certain economic development facilities owned by Wulsin Associates, an Indiana general partnership referred to in the Loan Agreement, Mortgage and Security Agreement previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of such refunding revenue bonds, the loan of the net proceeds thereof to Wulsin Associates for the purposes of providing funds to refinance the Series 1980 Bond and the Series 1981 Bond and the repayment of said loan by Wulsin Associates will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

SECTION 2. The forms of the First Mortgage Note, Series 1983, Loan Agreement, Mortgage and Security Agreement (collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), the Trust Indenture, Collateral Assignment of Leases and Rentals, Guaranty Agreement and the form of the City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project) approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Agreement, the

form of the City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project), and the Trust Indenture, Collateral Assignment of Leases and Rentals and Guaranty Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project) in the aggregate principal amount of Two Million Three Hundred Thousand Dollars (\$2,300,000) for the purpose of procuring funds to loan to Wulsin Associates in order to refinance the Series 1980 Bond and the Series 1981 Bond which were issued by the City of Indianapolis to finance the acquisition, construction, renovation and equipping of certain economic development facilities owned by Wulsin Associates, an Indiana general partnership, as more particularly set out in the Loan Agreement, Mortgage and Security Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Wulsin Associates on its First Mortgage Note, Series 1983 in the aggregate principal amount of Two Million Three Hundred Thousand Dollars (\$2,300,000) which will be executed and delivered by Wulsin Associates to evidence and secure said loan, and monies drawn under the Letter of Credit issued by The Indiana National Bank, and as otherwise provided in the above described First Mortgage Note, Series 1983, Loan Agreement, Mortgage and Security Agreement, Trust Indenture, Collateral Assignment of Leases and Rentals and Guaranty Agreement. The Bonds shall be issuable as coupon Bonds registrable as to principal only in denomination of \$5,000 and as fully registered Bonds without coupons in the denominations of \$5,000 or any integral multiple thereof and shall be redeemable as provided in the Trust Indenture. The coupon Series 1983 Bonds shall be dated March 1, 1983. Each fully registered Series 1983 Bond shall be dated as of the interest payment date to which interest has been paid as of the date on which it is authenticated or if it is authenticated prior to the first day on which interest is to be paid, it shall be dated March 1, 1983. The principal of, premium, if any, and interest on the Bonds shall be payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts. The principal of, premium, if any, and interest on the coupon Bonds and final payments of principal, premium, if any, and interest on the registered Series 1983 Bonds shall be payable at the principal office of the Trustee, or of any alternate paying agent named in any such Bonds or subsequently appointed. All other payments of interest on the registered Series 1983 Bonds on any interest payment date shall be made to the person appearing on the Bond registration books of the Trustee as the registered owner thereof and shall be paid by check or draft mailed or delivered to the registered owner at his address as it appears on such registration books or at such other address as is furnished the Trustee in writing by such holder. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser or purchasers thereof at a price equal to 100% of the aggregate principal amount thereof. The Bonds shall bear interest from their respective dates at the stated per annum rate of interest equal to 12.50% or at such higher rate as may be provided for in the Loan Agreement, Mortgage and Security Agreement, Trust Indenture or the Bonds resulting from a determination of taxability and shall mature on December 31, 2002. Interest on the Bonds shall be payable on June 30 and December 31 of each year commencing June 30, 1983. Interest shall be computed on the basis of a 360-day year consisting of twelve 30-day months.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement, the City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project), and the Trust Indenture approved herein and their execution is hereby confirmed on behalf of the City of Indianapolis and any other documents which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the Trustee named in the

Trust Indenture, payment for which will be made to the Trustee named in the Trust Indenture. The execution and delivery of the Bonds shall occur within one hundred and twenty (120) days from the passage of this ordinance. The Mayor and City Clerk may by their execution of the Financing Agreement, Trust Indenture, and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein (and may also approve changes in the Collateral Assignment of Leases and Rentals and Guaranty Agreement) without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

SECTION 6. The provisions of this ordinance and the Trust Indenture shall constitute a contract binding between the City of Indianapolis and the holders of the Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project), and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 126, 1983. This proposal, for a final bond ordinance repealing Special Ordinance No. 2, 1983, and authorizing the issuance of \$2,000,000 Economic Development First Mortgage Revenue Bonds, Series 1983 for National Wine & Spirits Corporation. Councillor Brinkman reported that the Economic Development Committee recommended passage by a vote of 6-0 on March 18, 1983. She moved, seconded by Councillor Tintera, for adoption. Proposal No. 126, 1983, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Brinkman, Campbell, Clark, Cottingham, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

2 NAYS: *Coughenour, Dowden*

3 NOT VOTING: *Boyd, Sawyers, Schneider*

Proposal No. 126, 1983, was retitled **SPECIAL ORDINANCE NO. 5, 1983**, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 5, 1983

A SPECIAL RESOLUTION repealing Special Ordinance No. 2, 1983 and authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Project)" in the aggregate principal amount of Two Million Dollars (\$2,000,000) and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has previously rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for National Wine & Spirits Corporation and the Metropolitan Development Commission of Marion County has previously commented thereon; and

WHEREAS, this City-County Council on February 14, 1983 adopted City-County Special Ordinance No. 2, 1983 which authorized the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Corporation Project)" in the aggregate principal amount of Two Million Dollars

(\$2,000,000) and authorized other actions in respect thereto and approved the final forms of the Series 1983 Note, Loan Agreement, Mortgage and Security Agreement, Trust Indenture, Irrevocable Letter of Credit, Reimbursement Agreement, Reimbursement Note, Security Agreement, Real Estate Mortgage and City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Corporation Project); and

WHEREAS, the aforementioned Bonds have not yet been issued and it is the desire of National Wine & Spirits Corporation and the City of Indianapolis to restructure the financing to sell the Bonds directly to The Indiana National Bank instead of utilizing a Letter of Credit financing structure in which the Bonds would have been sold to The Idaho First National Bank backed by a Letter of Credit from The Indiana National Bank; and

WHEREAS, to accomplish the foregoing it is desirable to repeal City-County Special Ordinance No. 2, 1983 and to adopt this Special Ordinance authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Corporation Project)" in the aggregate principal amount of Two Million Dollars (\$2,000,000) in the form approved by the Indianapolis Economic Development Commission on March 18, 1983, and authorizing other actions in respect thereto; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 18, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by National Wine & Spirits Corporation complies with the purposes and provisions of Indiana Code 36-7-12 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Series 1983 Note, Loan Agreement, Mortgage and Security Agreement (such documents being hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12) and the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Corporation Project), and the Trust Indenture, by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, Mortgage and Security Agreement previously approved on March 18, 1983 by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to National Wine & Spirits Corporation for the purposes of financing the economic development facilities under renovation or to be renovated in Indianapolis, Indiana, and the repayment of said loan by National Wine & Spirits Corporation will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

SECTION 2. The forms of the Series 1983 Note, Loan Agreement, Mortgage and Security Agreement (collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), the Trust Indenture, and the form of the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Corporation Project) approved by the Indianapolis Economic Development Commission on March 18, 1983 are hereby approved and all such documents shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Agreement, the form of the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Corporation Project), and the Trust Indenture, are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Corporation Project) in the aggregate principal amount of Two Million Dollars (\$2,000,000) dated as of the day of closing for the purpose of procuring funds to loan to National Wine & Spirits Corporation in order to finance the economic development facilities, as more particularly set out in the Loan Agreement, Mortgage and Security Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by National Wine & Spirits Corporation on its Series 1983 Note in the principal amount of Two Million Dollars (\$2,000,000) which will be executed and delivered by National Wine & Spirits Corporation to evidence and secure said loan, and as otherwise provided in the above described Series 1983 Note, Loan Agreement, Mortgage and Security Agreement, and Trust Indenture. The Bonds are issuable as registered Bonds without coupons in denominations of \$5,000 and any authorized multiple thereof and shall be redeemable as provided in the Trust Indenture. Payments of principal and interest, and the premium, if any, payable upon redemption, are payable at the office of The Indiana National Bank, as Trustee, in the City of Indianapolis, Indiana, or at the principal office of any successor trustee or additional paying agent under the Trust Indenture or by check or draft mailed by the Trustee to such registered owner at his address as it appears on the registration books of the Issuer kept by the Trustee or at such other address as is furnished to the Trustee in writing by such registered owner. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser or purchasers thereof at a price equal to 100% of the aggregate principal amount thereof and at a stated per annum rate of interest through April 30, 1993 equal to eighty percent (80%) of the prime commercial lending rate announced by The Indiana National Bank, Indianapolis, Indiana, ("Prime Rate") at its principal office from time to time, payable initially on May 1, 1983, and thereafter on the first day of each month. From and after May 1, 1993, the Bonds shall bear interest at such rate as shall be mutually negotiated by the Bondholders and the Company, provided that such negotiated rate shall be equal to a rate per annum no lower than 50% of the Prime Rate, and no greater than 90% of the Prime Rate, and shall in no case exceed 25% per annum, and such negotiated rate shall be endorsed upon the face of the Bonds by the Trustee. The interest rate on the bonds may be at such higher rate as may be provided for in the Loan Agreement, Mortgage and Security Agreement, Trust Indenture or the Bonds resulting from a determination of taxability. Principal shall be payable on May 1, 1983, and on the first day of each month thereafter to and including March 1, 2003, in the amount of \$8,333.33 for each payment, with a final payment on April 1, 2003, in the amount of \$8,334.20. Notwithstanding the maturity schedule set forth above, the holders of the Bonds shall have the right to tender the Bonds in whole to the Trustee for purchase (from proceeds received from the Company under the Loan Agreement) and cancellation, but only during the period from May 1, 1993 through July 31, 1993, at a price of 100% of the principal amount thereof plus accrued interest to the date of purchase. By the terms of the Loan Agreement, the Company shall give written notice to the Bondholders of (i) the necessity to negotiate the interest rate to be effective on May 1, 1993 (but not to exceed 25% per annum and (ii) the Bondholders' right to tender the Bonds to the Trustee for purchase. Such notice shall be given no earlier than February 1, 1993, and no later than March 1, 1993, and the Bondholders shall give a written response to the Company and the Trustee as to whether they will exercise their right to tender the Bonds no later than thirty (30) days prior to the date designated in such notice as the date set for such purchase, but in no case shall such designated date be later than July 31, 1993. If the Bondholders fail to give such notice by July 1, 1993, the Bonds shall be deemed tendered for purchase on July 31, 1993. If, as a result of this right to tender the Bonds, tax liability is incurred by the Bondholders, the Issuer shall pay the Bondholders the amount of such tax liability from proceeds received from the Company under the Loan Agreement.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement, the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits

Corporation Project), and the Trust Indenture approved herein and their execution is hereby confirmed on behalf of the City of Indianapolis and any other documents which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the Trustee named in the Trust Indenture, payment for which will be made to the Trustee named in the Trust Indenture. The execution and delivery of the Bonds shall occur within one hundred and twenty (120) days from the passage of this ordinance. The Mayor and City Clerk may by their execution of the Financing Agreement, Trust Indenture, and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

SECTION 6. The provisions of this ordinance and the Trust Indenture shall constitute a contract binding between the City of Indianapolis and the holders of the Economic Development First Mortgage Revenue Bonds, Series 1983 (National Wine & Spirits Corporation Project), and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 127, 1983. This proposal, for a final bond ordinance authorizing the issuance of \$550,000 Economic Development First Mortgage Revenue Bonds, Series 1983 for AC Sales & Services, was recommended for passage by the Economic Development Committee by a vote of 5-0-1 on March 18, 1983. Councillor Brinkman moved, seconded by Councillor Tintera, for adoption. Proposal No. 127, 1983, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Stewart, Tintera, Vollmer

NO NAYS

6 NOT VOTING: Boyd, Howard, Sawyers, Schneider, Strader, West

Proposal No. 127, 1983, was retitled SPECIAL ORDINANCE NO. 6, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 6, 1983

A SPECIAL RESOLUTION authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1983 (AC Sales & Service Project)" in the aggregate principal amount of Five Hundred Fifty Thousand Dollars (\$550,000) and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has previously rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Donald C. O'Keefe, or a partnership or entity in which Donald C. O'Keefe, and either, or both Robert A. Scellato and James Fischer are partners (which is now known as AC Sales & Service, an Indiana General Partnership), and Donald C. O'Keefe and Associates DBA The Trane Company, and Central Indiana Service, Inc. DBA Central Indiana Trane Service and the Metropolitan Development Commission of Marion County has previously commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 18, 1983, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by AC Sales & Service and the use of the facilities by Donald C. O'Keefe & Associates, Inc. and Central Indiana Service, Inc. complies with the purposes and provisions of Indiana Code 36-7-12 and that such financing and use of the facilities by Donald C. O'Keefe & Associates, Inc. and Central Indiana Service, Inc. will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Series 1983 Promissory Note and Loan Agreement (such documents being hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12) and the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (AC Sales & Service Project), the Mortgage and Indenture of Trust, Leases, Conditional Assignment of Leases and Rentals and Lessees' Consent and Agreement to Conditional Assignment of Leases and Rentals by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement previously approved on March 18, 1983 by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of revenue bonds, the loan of the net proceeds thereof to AC Sales & Service for the purposes of financing the economic development facilities under construction or to be constructed in Indianapolis, Indiana, and the repayment of said loan by AC Sales & Service will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 36-7-12.

SECTION 2. The forms of the Series 1983 Promissory Note and Loan Agreement (collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), the Mortgage and Indenture of Trust, Leases, Conditional Assignment of Leases and Rentals, Lessees' Consents and Agreement to Conditional Assignment of Leases and Rentals and the form of the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (AC Sales & Service Project) approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Agreement, the form of the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (AC Sales & Service Project), the Mortgage and Indenture of Trust, Leases, Conditional Assignment of Leases and Rentals and Lessees' Consent and Agreement to Conditional Assignment of Leases and Rentals are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Revenue Bonds, Series 1983 (AC Sales & Service Project) in the aggregate principal amount of Five Hundred Fifty Thousand Dollars (\$550,000) dated, if issued on or subsequent to the first interest payment date thereon, as of the date six (6) months preceding the interest payment date next following the date of authentication and delivery thereof, unless such date of authentication and delivery shall be an interest payment date, in which case they shall be dated as of such date of authentication and delivery, for the purpose of procuring funds to loan to AC Sales & Service in order to finance the economic development facilities, as more particularly set out in the Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by AC Sales & Service on its Series 1983 Promissory Note in the principal amount of Five Hundred Fifty Thousand Dollars (\$550,000) which will be executed and delivered by AC Sales & Service to evidence and secure said loan, and as otherwise provided in the above described Series 1983 Promissory Note, Loan Agreement, Mortgage and Indenture of Trust, Leases, Conditional

Assignment of Leases and Rentals and Lessees' Consent and Agreement to Conditional Assignment of Leases and Rentals. The Bonds are issuable as registered Bonds without coupons in denominations of \$500 and any integral multiple thereof and shall be redeemable as provided in the Mortgage and Indenture of Trust. The principal of, interest and premium, if any, on the Bonds shall be payable at the principal office of the Trustee, except that the interest on registered Bonds without coupons shall be payable by check or draft drawn upon the Trustee mailed to the address of the holder thereof as it appears in the Bond Register, as defined in the Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchaser or purchasers thereof at a price equal to 100% of the aggregate principal amount thereof and at a stated per annum rate of interest equal to sixty-five percent (65%) of the prime lending rate quoted and announced by Peoples Bank & Trust Company, at its principal office from time to time, such rate to vary no lower than 6% and no higher than 12% at any time, payable on October 1, 1983, and on each April 1 and October 1 thereafter; or at such higher rate as may be provided for in the Mortgage and Indenture of Trust or the Bonds resulting from a determination of taxability. Interest on the Bonds shall be computed on the basis of a 365-day year, and the actual days elapsed. The Bonds shall mature on the dates and in the amounts as follows:

DATE	PRINCIPAL AMOUNT	DATE	PRINCIPAL AMOUNT
October 1, 1983	\$17,500	October 1, 1988	27,000
April 1, 1984	18,500	April 1, 1989	28,500
October 1, 1984	19,000	October 1, 1989	30,000
April 1, 1985	20,000	April 1, 1990	31,000
October 1, 1985	21,000	October 1, 1990	32,500
April 1, 1986	22,000	April 1, 1991	34,000
October 1, 1986	23,000	October 1, 1991	35,500
April 1, 1987	24,000	April 1, 1992	37,000
October 1, 1987	25,000	October 1, 1992	39,000
April 1, 1988	26,000	April 1, 1993	39,500

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement, the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (AC Sales & Service Project), and the Mortgage and Indenture of Trust approved herein and their execution is hereby confirmed on behalf of the City of Indianapolis and any other documents which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bonds to the Trustee named in the Mortgage and Indenture of Trust, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust. The execution and delivery of the Bonds shall occur within one hundred and twenty (120) days from the passage of this ordinance. The Mayor and City Clerk may by their execution of the Financing Agreement, Mortgage and Indenture of Trust, and imprinting of their facsimile signatures on the Bonds or their manual execution thereof approve changes therein (and may also approve changes in the Leases, Conditional Assignment of Leases and Rentals and Lessees' Consent and Agreement to Conditional Assignment of Leases and Rentals) without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(11).

SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust shall constitute a contract binding between the City of Indianapolis and the holders of the Economic Development First Mortgage Revenue Bonds, Series 1983 (AC Sales & Service Project), and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 85, 1983. This proposal appropriates \$59,988 for the Marion County Jury Pool for the purpose of combining Pauper Transcript Fees into the Jury Pool. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 6-0 on March 3, 1983. The President called for public testimony at 8:01 p.m. There being no one present to testify, Councillor West moved, seconded by Councillor Holmes, for adoption. Proposal No. 85, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

4 NOT VOTING: *Boyd, Clark, Sawyers, Schneider*

Proposal No. 85, 1983, was retitled FISCAL ORDINANCE NO. 18, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Fifty-nine Thousand Nine Hundred Eighty-eight Dollars (\$59,988) in the County General Fund for purposes of the Marion County Jury Pool and reducing certain other appropriations for the Marion County Superior Court, Criminal Division Rooms.

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)(8) of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of combining Pauper Transcript Fees into the Jury Pool.

SECTION 2. The sum of Fifty-nine Thousand Nine Hundred Eighty-eight Dollars (\$59,988) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY JURY POOL

COUNTY GENERAL FUND

3. Other Services & Charges
Total Increase

\$59,988
\$59,988

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

**MARION COUNTY SUPERIOR COURT
CRIMINAL DIVISION**

COUNTY GENERAL FUND

Room I	
3. Other Services & Charges	\$ 8,195
Room II	
3. Other Services & Charges	11,744
Room III	
3. Other Services & Charges	11,726
Room IV	
3. Other Services & Charges	10,305
Room V	
3. Other Services & Charges	9,256
Room VI	
3. Other Services & Charges	<u>8,762</u>
Total Reduction	\$59,988

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

SPECIAL ORDERS, FINAL ADOPTION

[Clerk's Note: Proposal No. 34, 1983, was considered under Special Orders, Final Adoption.]

PROPOSAL NO. 355, 1981. This proposal amends the Code by renaming the Code of Ethics and providing for stricter accountability. Councillor Cottingham reported that the Rules and Policy Committee recommended passage as amended by a vote of 6-0 on March 14, 1983. Councillor Cottingham moved, seconded by Councillor Miller, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 355, 1981, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 355, 1981, Committee Recommendations".

Councillor Cottingham

Council consent was given on the amended version. Councillor Cottingham moved, seconded by Councillor Vollmer, for adoption. Councillor Clark moved to Table Proposal No. 355, 1981, in Council until April 25, 1983, seconded by Councillor Jones. After discussion Councillor Jones called for the question, seconded by Councillor Tintera. Consent was given to call for the question. Proposal No. 355, 1981, was postponed in Council until April 25, 1983, by the following roll call vote; viz:

17 YEAS: *Borst, Clark, Coughenour, Dowden, Durnil, Gilmer, Holmes, Jones, McGrath, Miller, Nickell, Rader, Sawyers, SerVaas, Stewart, Strader, West*

9 NAYS: *Brinkman, Campbell, Cottingham, Hawkins, Howard, Journey, Page, Tintera, Vollmer*

3 NOT VOTING: *Boyd, Rhodes, Schneider*

[Clerk's Note: Council consent was given to take one vote on Proposal Nos. 306, 493 and 494, 1982. All proposals were recommended to be stricken by the Transportation Committee on March 16, 1983, by a vote of 6-0.]

PROPOSAL NO. 306, 1982. This proposal places a load limit on Keystone Avenue between 25th and 38th Streets. PROPOSAL NO. 493, 1982. This proposal changes the intersection controls at Morris and Union Streets. PROPOSAL NO. 494, 1982. This proposal changes the intersection controls at Palmer and Union Streets. Councillor McGrath moved, seconded by Councillor Rader, to Strike Proposals No. 306, 493 and 494, 1982. Council consent was given.

PROPOSAL NO. 34, 1983. This proposal appropriates \$100,000 for the Department of Administration for a study of Fluidized Bed Combustion System to be reimbursed by the Urban Consortium. Councillor Dowden stated that this proposal was a continuation of a program that was previously approved by the Council and he noted that Proposal No. 34, 1983, needed to receive public hearing. Councillor Dowden reported that the Administration Committee recommended passage by a vote of 5-0 on March 9, 1983. President SerVaas called for public testimony at 8:14 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jones, for adoption. Proposal No. 34, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Boyd, Schneider*

Proposal No. 34, 1983, was retitled FISCAL ORDINANCE NO. 19, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 19, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the City General Fund for purposes of the Department of Administration, Office of the Director 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 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for the study of fluidized bed combustion system to burn high sulfur local coal which will be reimbursed by the Urban Consortium.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) 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:

DEPARTMENT OF ADMINISTRATION OFFICE OF THE DIRECTOR		CITY GENERAL FUND
2. Supplies		\$10,000
3. Other Services & Charges		90,000
Total Increase		<u>\$100,000</u>

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

DEPARTMENT OF ADMINISTRATION OFFICE OF THE DIRECTOR		CITY GENERAL FUND
Unappropriated and Unencumbered City General Fund		\$100,000
Total Reduction		<u>\$100,000</u>

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

[Clerk's Note: Council consent was given to take one vote of the following Proposal Nos. 44, 45, 46, 47, 48, 69, and 70, 1983.]

PROPOSAL NO. 44, 1983, changes parking controls on portions of Illinois Street. PROPOSAL NO. 45, 1983, changes intersection controls at South River Road and 79th Street. PROPOSAL NO. 46, 1983, changes parking controls on portions of Pennsylvania Street. PROPOSAL NO. 47, 1983, changes intersection controls on portions of Parker Avenue. PROPOSAL NO. 48, 1983, changes parking controls on portions of West Street. PROPOSAL NO. 69, 1983, allows parking on the north side of 34th Street, from Illinois Street to Capitol Avenue. PROPOSAL NO. 70, 1983, changes intersection controls at Allisonville Road and East 75th Street. Councillor McGrath reported that all of the aforementioned proposals were recommended for passage by the Transportation Committee unanimously on March 16, 1983. Councillor McGrath moved, seconded by Councillor Howard, for adoption. Proposal Nos. 44, 45, 46, 47, 48, 69, and 70, 1983, were adopted on the following roll call vote; viz:

24 YEAS: *Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Vollmer*

NO NAYS

5 NOT VOTING: *Borst, Boyd, Schneider, Tintera, West*

Proposal Nos. 44, 45, 46, 47, 48, 69, and 70, 1983, were retitled GENERAL ORDINANCE NOS. 23-29, 1983, respectively, and read as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 23, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

South Illinois Street, on the west side, from Washington Street to Maryland Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR

Illinois Street, on the west side, from Maryland Street to Kentucky Avenue;

Illinois Street, on both sides, from Ohio Street to Vermont Street;

TWO HOURS

Illinois Street, on both sides, from North Street to St. Clair Street;

Illinois Street, on both sides, from Vermont Street to North Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Illinois Street, on the east side, from Ohio Street to New York Street;

Illinois Street, on both sides, from New York Street to 10th Street.

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

CITY-COUNTY GENERAL ORDINANCE NO. 24, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5 Pg. 3	S. River Road & E. 79th St.	S. River Road	STOP

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5 Pg. 3	S. River Road & 79th St.		NONE

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

CITY-COUNTY GENERAL ORDINANCE NO. 25, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-272 and Section 29-283.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the deletion of the following, to wit:

NINETY MINUTES
ON ANY DAY EXCEPT SUNDAY
FROM 7:00 A.M. to 6:00 P.M.

Ninth Street, on the north side, from Meridian Street to Illinois Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

TWO HOURS

Pennsylvania Street, on both sides, from St. Clair Street to Sixteenth Street; all side streets between Meridian Street and Pennsylvania Street which are on both sides of East Ninth Street, the south side of St. Joseph Street, the north side of East Eleventh Street and the south side of East Fourteenth Street, only;

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Ninth Street, on both sides, from Illinois Street to Pennsylvania Street;

Fourteenth Street, on the south side, from Meridian Street to Pennsylvania Street;

St. Joseph Street, on the south side, from Meridian Street to Pennsylvania Street.

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

CITY-COUNTY GENERAL ORDINANCE NO. 26, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated and Section 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

NORTHBOUND

Parker Avenue, from New York Street to Michigan Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25 Pg. 20	E. New York St. & N. Parker Ave.	E. New York St.	STOP
25 Pg. 20	E. New York St. & S. Parker Ave.	E. New York St.	STOP

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25 Pg. 20	E. New York St. & Parker Ave.	E. New York St.	STOP

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

CITY-COUNTY GENERAL ORDINANCE NO. 27, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sections 29-267, 29-271 and 29-283.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

West Street, on both sides, from Georgia Street to New York Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

**ON ANY DAY EXCEPT SUNDAY
FROM 7:00 A.M. to 9:00 A.M.**

West Street, on both sides, from Georgia Street to North Street;

**ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
FROM 6:00 A.M. to 9:00 A.M. and
FROM 3:00 P.M. to 6:00 P.M.**

West Street, on both sides, from North Street to Georgia Street;

FROM 4:00 P.M. to 6:00 P.M.

West Street, on both sides, from North Street to Georgia Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

THIRTY-SIX MINUTES

West Street, on the east side, from Washington Street to Court Street;

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

West Street, on the west side, from Georgia Street to North Street;

West Street, on the east side, from Georgia Street to Washington Street;

West Street, on the east side, from Market Street to North Street.

SECTION 5. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

West Street, on the east side, from Washington street to Market Street.

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

CITY-COUNTY GENERAL ORDINANCE NO. 28, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Section 29-267, Parking prohibited at all times on certain streets, subsection (c) is hereby amended by the deletion of the following:

Thirty-fourth Street, on the north side, from Illinois Street to Capitol Avenue.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

CITY-COUNTY GENERAL ORDINANCE NO. 29, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5 Pg. 1	Allisonville Rd. & E. 75th St.	Allisonville Rd.	STOP

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5 Pg. 1	Allisonville Rd. & E. 75th St.		SIGNAL

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

PROPOSAL NO. 84, 1983. This proposal allows for the leasing of surplus park property. Councillor Gilmer reported that the Parks and Recreation Committee recommended passage on March 17, 1983, by a vote of 7-0. He moved, seconded by Councillor Howard, for adoption. Proposal No. 84, 1983, was adopted on the following roll call vote; viz:

24 YEAS: *Brinkman, Campbell, Clark, Cottingham, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

NO NAYS

5 NOT VOTING: *Borst, Boyd, Coughenour, Rhodes, Schneider*

Proposal No. 84, 1983, was retitled SPECIAL RESOLUTION NO. 27, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 1983

A SPECIAL RESOLUTION approving the leasing of certain real estate of the Department of Parks and Recreation.

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

SECTION 1. The City-County Council approves, pursuant to I.C. 36-1-11-3 the leasing of the following property by the Department of Parks and Recreation:

LOCATION	APPRAISED VALUE	AUCTION BID LEASE VALUE
6620 Dandy Trail	\$120.00 per month	\$350.00 per month
8840 W. 56th St.	\$550.00 per month	\$550.00 per month

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 86, 1983. This proposal appoints Lorenza Dixon to the Community Corrections Advisory Board. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 6-0 on March 3, 1983. He moved, seconded by Councillor Howard, for adoption. Proposal No. 86, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

5 NOT VOTING: *Borst, Boyd, Clark, Dowden, Schneider*

Proposal No. 86, 1983, was retitled COUNCIL RESOLUTION NO. 6, 1983, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 1983

A COUNCIL RESOLUTION appointing Lorenza Dixon to the Community Corrections Advisory Board.

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

SECTION 1. As a member of the Community Corrections Advisory Board, Section 11-12-2-2, (8)(b) one (1) educational administrator, the Council appoints:

LORENZA DIXON

SECTION 2. The appointee shall serve at the pleasure of the Council for a term of four years, commencing upon passage of this ordinance and ending December 31, 1986, or until a successor is duly appointed.

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

[Clerk's Note: Council consent was given to take one vote on Proposal Nos. 87 and 88, 1983. Both proposals were recommended for passage by a vote of 6-0 by the Transportation Committee on March 16, 1983.]

PROPOSAL NO. 87, 1983, changes parking controls on Michriver Street. PROPOSAL NO. 88, 1983, changes parking controls on West 10th Street. Councillor McGrath moved, seconded by Councillor Rader, for adoption. Proposal Nos. 87 and 88, 1983, were adopted on the following roll call vote; viz:

24 YEAS: *Brinkman, Campbell, Clark, Cottingham, Coughenour, Durnil, Gilmer, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
NO NAYS

5 NOT VOTING: *Borst, Boyd, Dowden, Hawkins, Schneider*

Proposal No. 87 and 88, 1983, were retitled GENERAL ORDINANCE NOS. 30 and 31, 1983, respectively, and read as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-266, Special parking privileges for certain persons or vehicles in certain locations and Section 29-254, Manner of parking.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-266, Special parking privileges for certain persons or vehicles in certain locations, be, and the same is hereby amended by the addition of the words underlined as follows:

(a) Notwithstanding any prohibitions or restrictions elsewhere in this chapter upon parking or temporary stops applicable to the general public, the following persons or vehicles are hereby granted the special parking privileges set out in this section, at and within the location designated:

(8) Any vehicle, so marked, of the City Police Department, and no others may park at any time in the following locations:

Michriver Street, on the north side, from Winona Street to the Dead End.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-254, Manner of parking, be, and the same is hereby amended by the addition of the words underlined as follows:

(d) Sixty-degree angles. Whenever parking is permitted on any of the following streets or parts thereof, parking at an angle of sixty (60) degrees to the curb, or if there is no curb then to the line of traveled roadway, shall be used, and vehicles shall not be parked otherwise thereon:

Michriver Street, on the south side, from Winona Street to the Dead End.

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

CITY-COUNTY GENERAL ORDINANCE NO. 31, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT
SUNDAYS AND HOLIDAYS
FROM 4:00 P.M. to 6:00 P.M.

Tenth Street, on the north side, from White River Parkway, East Drive to Tibbs Avenue.

ON ANY DAY EXCEPT
SUNDAYS AND HOLIDAYS
FROM 6:00 A.M. to 8:00 A.M.

Tenth Street, on the north side, from White River Parkway, West Drive to the city limits.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS
FROM 6:00 A.M. to 9:00 A.M.
3:00 P.M. to 6:00 P.M.

West Tenth Street, on both sides, from White River Parkway, West Drive to Olin Avenue.

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

PROPOSAL NO. 89, 1983. This proposal changes speed limit controls on Castleway West Drive and Allisonville Road. Councillor McGrath reported that the Transportation Committee recommended to amend and pass this proposal by a vote of 6-0. Councillor McGrath moved, seconded by Councillor Rader, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 89, 1983, by deleting the introduced version and substituting therefore the proposal entitled, "Proposal No. 89, 1983, Committee Recommendations".

Councillor McGrath

Council consent was given on the amendment. Councillor McGrath moved, seconded by Councillor Rader, for adoption. Proposal No. 89, 1983, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: *Brinkman, Campbell, Clark, Cottingham, Coughenour, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
NO NAYS

4 NOT VOTING: *Borst, Boyd, Dowden, Schneider*

Proposal No. 89, 1983, As Amended, was retitled GENERAL ORDINANCE NO. 32, 1983, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 32, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

82nd Street, from Allisonville Road to Castleway West Drive, 45 MPH.

82nd Street, from Castleway West Drive to I-69, 35 MPH.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

[Clerk's Note: Council consent was given to consider Proposal Nos. 90, 91 and 92, 1983 with one vote. The Transportation Committee recommended passage by votes of 6-0 on March 16, 1983.]

PROPOSAL NO. 90, 1983, changes parking meter controls on Delaware Street. PROPOSAL NO. 91, 1983, changes intersection controls on Hoover Lane, Hoover Road and 79th Street. PROPOSAL NO. 92, 1983, changes intersection controls at various locations. Councillor McGrath moved, seconded by Councillor Rader, for adoption. Proposal Nos. 90, 91 and 92, 1983, were adopted on the following roll call vote; viz:

25 YEAS: *Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rader, Rhodes, Sawyers, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
NO NAYS

Proposal Nos. 90, 91 and 92, 1983, were retitled GENERAL ORDINANCE NOS. 33-35, 1983, and read as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 33, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-283, Parking meter zones designated.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR

Delaware Street, on both sides, from Washington Street to Maryland Street.

TWENTY-FOUR MINUTES

Delaware Street, on the east side, from Ohio Street to Wabash Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

ONE HOUR

Delaware Street, on the east side, from Washington Street to a point 201 feet north of Washington Street.

TWO HOURS

Delaware Street, on the west side, from Maryland Street to Washington Street.

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

CITY-COUNTY GENERAL ORDINANCE NO. 34, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3 Pg. 3	Hoover Le., Hoover Rd. & W. 79th St.	W. 79th St.	STOP

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3 Pg. 3	Hoover Le., Hoover Rd. & W. 79th St.	NONE	STOP

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

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15 Pg. 1	Beech Ct. & Nolen Dr.		NONE
15 Pg. 1	Country Club Le. & Dandy Tr.		NONE
15 Pg. 1	Johns Dr. & Tade Le.		NONE
15 Pg. 2	Louise Av. & Nolen Dr. N.		NONE
15 Pg. 2	Louise Av. & Nolen Dr. S.		NONE
15 Pg. 2	Louise Av. & Pinecrest Rd.		NONE
15 Pg. 2	Pinecrest & Tade Le.		NONE
15 Pg. 2	Tade Ct. & Tade Le.		NONE

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3 Pg. 2	Ditch Rd. & Emily Dr.	Ditch Rd.	STOP
6 Pg. 1	Bash St. & 86th St.	86th St.	STOP
6 Pg. 1	Bittersweet Dr. & Scarsdale Dr.	Scarsdale Dr.	STOP
6 Pg. 1	Bittersweet Dr. & 86th St.	86th St.	STOP
9 Pg. 1	Cross Key Dr. & Loring Ct.	Cross Key Dr.	YIELD
9 Pg. 1	Cross Key Dr. & Overland Ct.	Cross Key Dr.	YIELD
9 Pg. 1	Cross Key Dr. & 71st St.	71st St.	STOP
9 Pg. 1	Echo Le. & Winward Wy.	Winward Wy.	STOP
15 Pg. 1	Beech Ct. & Nolen Dr.	Nolen Dr.	YIELD
15 Pg. 1	Country Club Le. & Dandy Tr.	Dandy Tr.	STOP

15 Pg. 1	Johns Dr. & Tade Le.	Tade Le.	YIELD
15 Pg. 2	Louise Av. & Nolen Dr. N.	Louise Av.	STOP
15 Pg. 2	Louise Av. & Nolen Dr. S.	Louise Av.	STOP
15 Pg. 2	Louise Av. & Pinecrest Rd.	Pinecrest Rd.	STOP
15 Pg. 2	Pinecrest Rd. & Tade Le.	Pinecrest Rd.	STOP
15 Pg. 2	Tade Ct. & Tade Le.	Tade Le.	YIELD
40 Pg. 1	Antigua Tr. & Padre Le.	Antigua Tr.	YIELD
40 Pg. 1	Antigua Tr. & Yucatan	Yucatan Dr.	STOP
40 Pg. 3	Laredo St. & Yucatan Dr.	Yucatan Dr.	STOP

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

PROPOSAL NO. 114, 1983. This proposal changes intersection controls at Rural Street and 58th Street. Councillor McGrath reported that the Transportation Committee recommended passage on March 16, 1983, by a vote of 4-2. Councillor Rhodes moved, seconded by Councillor McGrath, for adoption. Proposal No. 114, 1983, was adopted on the following roll call vote; viz:

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

2 NAYS: *Journey, Vollmer*

2 NOT VOTING: *Boyd, Schneider*

Proposal No. 114, 1983, was retitled GENERAL ORDINANCE NO. 36, 1983, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1983

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11 Pg. 12	Rural St., E. 58th St., & 58th St., S. Dr.	Rural St.	STOP

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11 Pg. 12	Rural St., E. 58th St., & 58th St., S. Dr.	NONE	4-WAY STOP

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

NEW BUSINESS

Councillor Miller moved to reappoint Dwight Cottingham to the Tax Adjustment Board, seconded by Councillor Borst. Council consent was given.



ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:35 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 21st day of March, 1983.

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)