

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, July 18, 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 7:25 p.m., Monday, July 18, 1983. President SerVaas in the Chair. Councillor Rozelle Boyd 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, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

ABSENT: Rader

CORRECTION OF THE JOURNAL

The Chair called for additions or corrections to the Journal of June 22, 1983. There being no additions or corrections to the Journal, 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, July 18, 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 July 7 and 14, 1983, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 292, 293, and 296, 1983, to be held on Monday, July 18, 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. 46, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional One Hundred Twenty Thousand Dollars (\$120,000) in the County Welfare Fund for purposes of the Marion County Guardian Home and reducing the unappropriated and unencumbered balance in the County Welfare Fund.

FISCAL ORDINANCE NO. 48, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Three Hundred Fifty Thousand Dollars (\$350,000) in the Park Land Fund for purposes of the Department of Parks and Recreation, Administration Division and reducing the unappropriated and unencumbered balance in the Park Land Fund.

FISCAL ORDINANCE NO. 49, 1983, amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Two Hundred One Thousand, Two Hundred and Forty-two Dollars (\$201,242) in the County Welfare Fund for purposes of the Marion County Welfare Department and reducing the unappropriated and unencumbered balance in the County Welfare Fund.

GENERAL ORDINANCE NO. 64, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-256.1, Parking privileges for physically handicapped persons.

GENERAL ORDINANCE NO. 65, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 66, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 67, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 68, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 69, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 70, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-283, Parking meter zones designated.

GENERAL ORDINANCE NO. 71, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 72, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 73, 1983, amending the "Code of Indianapolis and Marion County, Indiana", by adding a new Article VI creating a Department of Transportation.

GENERAL ORDINANCE NO. 74, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and material loading zone.

GENERAL ORDINANCE NO. 75, 1983, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL RESOLUTION NO. 6, 1983, authorizing the Department of Administration to increase the vehicle inventory by two automobiles.

SPECIAL RESOLUTION NO. 57, 1983, honoring Southport High School Track and Field Star, Ami Jackson.

SPECIAL RESOLUTION NO. 58, 1983, authorizing the Mayor to submit a grant application to the Department of Housing and Urban Development.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

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

PROPOSAL NO. 303, 1983. Councillor Gilmer read the proposal honoring the Brebeuf High School Girls Tennis Team. He moved, seconded by Councillor Borst, for adoption. Proposal No. 303, 1983, was adopted by unanimous voice vote. Councillor Gilmer presented Coach Thomas R. West and team members Heather Clark, Ann Hourigan, Becky Semones, Madeliene McKinney, Julie Kipka, Katie Smith and Anne Murray with the resolution retitled SPECIAL RESOLUTION NO. 59, 1983, which reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 59, 1983

A SPECIAL RESOLUTION honoring the Brebeuf High School Girls Tennis Team.

WHEREAS, the Brebeuf High School Girls Tennis Team has won the 1983 Indiana High School Athletic Association Championship title; and

WHEREAS, the Brebeuf team beat Lafayette Jeff on June 4, 1983, to end its season with a perfect 27-0 record; and

WHEREAS, Brebeuf has won its 4th IHSAA Girls Tennis Championship in the last five (5) years; and

WHEREAS, Coach Thomas R. West and Team Members Heather Clark, Ann Hourigan, Becky Semones, Madeliene McKinney, Julie Kipka, Katie Smith and Anne Murray have done an outstanding job representing their school and their City and should be commended on their championship; now, therefore:

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

SECTION 1. The Council congratulates Coach West and the Brebeuf High School Girls Tennis Team on their 1983 High School Tennis 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. 343, 1983. Councillor Gilmer read the proposal recognizing the Indianapolis Open Junior Varsity Hockey Club. Councillor Gilmer recognized Coach Larry Woods and members of the team and he moved for the adoption of Proposal No. 343, 1983, seconded by Councillor Tintera. Proposal No. 343, 1983, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 60, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 60, 1983

A SPECIAL RESOLUTION recognizing the Indianapolis Open Junior Varsity Hockey Club.

WHEREAS, the Indianapolis Open Junior Varsity Hockey Club is available to all Indianapolis boys fourteen (14) years of age or younger; and

WHEREAS, the Club is an extension of all Indianapolis youth hockey level activity in this City; and

WHEREAS, the Indianapolis Open Junior Varsity Hockey Club is United States Amateur Hockey Association registered as a "Bantam" Team at the AA level of individual, team, and tournament competition; and

WHEREAS, the City of Indianapolis and Marion County, Indiana is rapidly becoming known throughout the country as the Amateur Sports Capitol of the World; now, therefore:

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

SECTION 1. The Indianapolis City-County Council does hereby recognize and commend the Indianapolis Open Junior Varsity Hockey Club Bisons and its sponsor and Coach F. Lawrence Woods.

SECTION 2. The Indianapolis City-County Council further encourages the Club to honor the City by carrying on its uniform the banner of the City so that our great interest in amateur sporting events can be carried to all people as the team travels throughout the country.

SECTION 3. The Mayor is invited to join in this resolution 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.

PROPOSAL NO. 353, 1983. Councillor Howard read the proposal naming Thursday, July 21, 1983, as "Lena Horne Day". Councillor Howard moved, seconded by Councillor Journey, for adoption. Proposal No. 353, 1983, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 61, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 61, 1983

A SPECIAL RESOLUTION naming Thursday, July 21, 1983, as "Lena Horne Day".

WHEREAS, Lena Horne is currently playing Starlight Musicals in her Broadway hit entitled "Lena Horne, the Lady and Her Music"; and

WHEREAS, Lena Horne is a world renowned actress, singer and personality; and

WHEREAS, Lena Horne has overcome the obstacles that prevented her from achieving world acclaim years ago; and

WHEREAS, Lena Horne has demonstrated a determination that has inspired thousands of Americans; now, therefore:

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

SECTION 1. That Thursday, July 21, 1983, is and the same shall be designated as "Lena Horne Day."

SECTION 2. The City-County Council on behalf of the citizens of Indianapolis welcome Lena Horne to the City of Indianapolis and wish her continued success.

SECTION 3. The Mayor is invited to join in this resolution 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 GUESTS

Councillor Cottingham introduced Mr. James Graves who is hosting a foreign exchange student, Paivi-Leena Elina Salmijarri, from Tampere Finland.

INTRODUCTION OF PROPOSALS

[Clerk's Note: Councillor Brinkman moved, seconded by Councillor Tintera, to advance Proposal Nos. 318, 319, 320, 321, 323, 324, 325, 326, and 327, 1983, on the agenda. Councillor Tintera moved, seconded by Councillor Rhodes, to advance Proposal Nos. 314 and 315, 1983, on the agenda. Council consent was given.]

PROPOSAL NO. 312, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$600 for the Pike Township Assessor to purchase additional supplies"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 313, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing the changes in the personnel schedule of the Perry Township Assessor"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 314, 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 Warren Township Trustee"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 315, 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 Pike Township Trustee"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 316, 1983. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$30,000 for the Marion County Home and Julietta Convalescent Center for additional pharmacy medications needed for the remainder of 1983"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 317, 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 Decatur Township Trustee"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 318, 1983. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION rendering advice to the Hospital Authority of Marion County concerning proposed tax exempt revenue bonds from the Hospital Authority of Marion County to St. Vincent Hospital in an approximate amount of \$71,300,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 319, 1983. Introduced by Councillor Gilmer. 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 Computer Microfilm Corporation in an approximate amount of \$1,000,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 320, 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 Robert A. Borns, Sandra S. Borns and/or any entity designated by one or more of the aforementioned in an approximate amount of \$6,500,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 321, 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 Delta Sigma Phi Fraternity in an approximate amount of \$400,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 322, 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 Cedar Crest Health Center, Inc. or Cedar Crest Health Center South, Inc. or an entity formed or to be formed in which Walter Justus is principal, partner or shareholder in an approximate amount of \$2,925,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 323, 1983. Introduced by Councillors Brinkman and Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$400,000 Economic Development Revenue Bond for Shepard & Poorman Printing Co., Inc."; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 324, 1983. Introduced by Councillors Brinkman and Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE for a final bond ordinance authorizing the issuance of \$800,000 Economic Development Revenue Bonds, Series 1983 for CES Associates (Copher, Echt, & Stone, M.D.'s)"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 325, 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 \$100,000 Economic Development Revenue Bonds, Series 1983 WBF Holding Company"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 326, 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 \$600,000 Economic Development Revenue Note, Series 1983 South Meridian Associates"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 327, 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 SerVaas Management, Inc., or Dr. Beurt SerVaas from an amount not to exceed \$500,000 to an approximate amount of \$934,000"; and the President referred it to the Committee of the Whole to be heard under Modification of Special Orders.

PROPOSAL NO. 328, 1983. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,604,000 received from the supplemental Community Development Block Grant for the Community Development Administration"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 329, 1983. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,304,000 of Community Development Funds for the Economic and Housing Development Division for various projects"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 330, 1983. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$867,300 for various divisions of the Department of Parks and Recreation for essential improvements"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 331, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by adding a new Sections 2-337 and 2-338, Special Service Districts"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 332, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION ratifying the hiring of Miss Sally Walls for the position of Coordinator of the Community Corrections Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 333, 1983. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$900,000 for the Flood Control Division for the construction of a storm sewer for the underpass at Sherman and Southeastern Avenue"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 334, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$700,000 of Community Development Funds for the Department of Transportation for the repair and replacement of streets and curbs"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 335, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at Clarendon Road and 42nd Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 336, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking controls on portions of Indiana Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 337, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing Colorado Avenue from Washington Street to New York Street as a one-way northbound and changing intersection controls at Colorado Avenue and Washington Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 338, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at Dean Road and 82nd Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 339, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing pre-

ferential streets at the intersections of Boyd and Comer Avenues and Boyd Avenue and Hoefgen Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 340, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at Guilford Avenue and 86th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 341, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at Depauw Boulevard and Michigan Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 342, 1983. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing intersection controls at Michigan Road and Township Line Road"; and the President referred it to the Transportation Committee.

PROPOSAL NOS. 344-349, 1983. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 7, 1983". Council consent was given for passage. Proposal Nos. 344-349, 1983, were retitled REZONING ORDINANCE NOS. 99-104, 1983, and read as follows:

**REZONING ORDINANCE NO. 99, 1983 83-Z-86 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25**

4301 WEST SOUTHPORT ROAD, INDIANAPOLIS

Colgate Enterprises, Inc., by A.M. Thomas, requests rezoning of 8.00 acres, being in A-2 district to G-S-B classification, to provide for sand, gravel and borrow excavation.

**REZONING ORDINANCE NO. 100, 1983 83-Z-94 DECATUR TOWNSHIP
COUNCILMANIC DISTRICT NO. 19**

4640 MESA DRIVE, INDIANAPOLIS

Hoyt Moore, by William F. LeMond, requests rezoning of 4.85 acres, being in A-2 district, to D-4 classification to provide for residential use by platting.

**REZONING ORDINANCE NO. 101, 1983 83-Z-95 DECATUR TOWNSHIP
COUNCILMANIC DISTRICT NO. 19**

3201 SOUTH LYNHURST DRIVE, INDIANAPOLIS

Hoyt Moore, by William F. LeMond, requests rezoning of 43.31 acres, being in A-2 district to D-6 II classification, to provide for multi-family use.

**REZONING ORDINANCE NO. 102, 1983 83-Z-99 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

4039 WEST 86TH STREET, INDIANAPOLIS

Shreve Enterprises Co., by JABKO Development and Richard J. Dick, request rezoning of 6.00 acres, being in C-2 and I-2-S districts, to C-S classification, to provide for office and warehouse use, as per plan filed.

**REZONING ORDINANCE NO. 103, 1983 83-Z-100A CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16**

2237 NORTH ILLINOIS STREET, INDIANAPOLIS

World Wide Motors, Inc., by James R. Nickels, request rezoning of 3.50 acres, being in C-4 district, to C-5 classification, to provide for expansion of existing automobile dealership.

**REZONING ORDINANCE NO. 104, 1983 83-Z-100B CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16**

2314 NORTH MERIDIAN STREET, INDIANAPOLIS

World Wide Motors, Inc., by James R. Nickels, requests rezoning of 2.50 acres, being in C-4 district, to C-5 classification, to conform zoning to the proper classification for existing automobile dealership.

MODIFICATION OF SPECIAL ORDERS

[Clerk's Note: Council consent was given in order that the Council Rules on Preparation, Initiation, and Introduction of Proposals may be suspended and the following proposals may be introduced, although not timely submitted under the Rules.]

PROPOSAL NO. 350, 1983. Introduced by Councillor Sawyers. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking controls on a portion of Massachusetts Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 351, 1983. Introduced by Councillor Page. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking controls on a portion of Virginia Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 352, 1983. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the use of approximately \$2,000,000 of federal funds available from the U.S. Marshals Service Cooperative Agreement Program for the construction of the sixth and seventh floors of the addition to the Marion County Jail"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 314, 1983. Councillor Tintera reported that this proposal, which authorizes changes in the personnel schedule of the Warren Township Trustee, was recommended for passage on July 14, 1983 by a vote of 6-0 by the County and Townships Committee. He said that employees were given a five percent salary increase and the Supervisor of Investigators was granted a salary of \$13,800. He moved, seconded by Councillor Cottingham, for adoption. Proposal No. 314, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Rader

Proposal No. 314, 1983, was retitled GENERAL ORDINANCE NO. 76, 1983, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1983

A GENERAL ORDINANCE amending City-County General Ordinance No. 61, 1982, authorizing changes in the personnel schedule of the Warren Township Trustee.

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

SECTION 1. Section 8 of City-County General Ordinance No. 61, 1982, be and is hereby amended by deleting the crosshatched portions and adding the underline amounts as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	12,100	12,100
Township Admin. Asst.	1	18,738 14,425	18,738 14,425
Asst. Township Clerk			
Senior Township Clerk	1	11,169 11,728	11,169 11,728
Advisory Board Members	3	698	2,094
Court Office Manager			
Court Office Manager	1	18,738 14,425	18,738 14,425
Court Senior Clerk			
Court Senior Clerk	1 1	11,169 11,728	11,169 11,728
Small Claims Court Judge	1	18,360	18,360
Court Clerks I	2 2	11,500 11,500	23,000 23,000
Court Clerks II	1 1	11,300 11,300	11,300 11,300
Court Clerks III	1 1	8,000 8,000	8,000 8,000
FIRE DEPARTMENT PERSONNEL			
First Class Firefighter	27	20,700	558,900
Clerk Fire Prev. Office	1	12,845	12,845
Office Man. for Fire Dept.			
Office Man. for Fire Dept.	1	11,169 11,728	11,169 11,728
Secretary-Bookkeeper			
Pension Fund (part-time)	1	500	500
POOR RELIEF PERSONNEL			
Super. of Investigators	1 1	13,800 13,800	13,800 13,800
Investigator	1 1	11,169 11,728	11,169 11,728
TOTAL	44 45		722,327 736,661

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

PROPOSAL NO. 315, 1983. This proposal authorizes changes in the personnel schedule of the Pike Township Trustee. Councillor Tintera reported that the County and Townships Committee recommended passage on July 14, 1983 by a vote of 6-0. He said that this proposal requests two additional probationary fire personnel. Councillor Tintera moved, seconded by Councillor Cottingham, for adoption. Proposal No. 315, 1983, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Brinkman, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*

3 NAYS: *Boyd, Campbell, Howard*

3 NOT VOTING: *Jones, Page, Rader*

Proposal No. 315, 1983, was retitled GENERAL ORDINANCE NO. 77, 1983, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 77, 1983

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

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

SECTION 1. Section 7 of City-County General Ordinance No. 61, 1982, be and is hereby amended by deleting the crosshatched portions and adding the underline amounts as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	12,000	12,000
Township Clerk	1	11,100	11,100
Advisory Board Members	3	559	1,677
Small Claims Court Judge	1	21,133	21,133
Office Manager	1	15,000	15,000
Clerks for Small Claims Court			
Clerk I	5	12,564	62,820
Clerk II	2	10,052	20,104
Clerk (part-time)	4	3,000	12,000
Longevity Pay for Court Employees		3,672	3,672

POOR RELIEF PERSONNEL

Investigator/Bookkeeper	1	9,100	9,100
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OTHER EMPLOYEES

Fire Chief	1	29,342	29,342
Assistant Chief	1	25,460	25,460
Captain	1	22,293	22,293

Lieutenants	<u>4</u> <u>6</u>	21,287	85,148 <u>127,722</u>
Chauffeurs	11 <u>12</u>	20,657	280,198 <u>247,884</u>
Probation	18 <u>20</u>	13,500	243,000 <u>270,000</u>
Private	20	18,626	372,520
Longevity		1,800	1,800
TOTAL	<u>78</u> <u>80</u>		<u>1,031,867</u> <u>1,265,627</u>

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

PROPOSAL NO. 318, 1983. This proposal renders advice to the Hospital Authority of Marion County concerning proposed tax exempt revenue bonds from the Hospital Authority of Marion County to St. Vincents Hospital in an approximate amount of \$71,300,000. Councillor Brinkman reported that the Economic Development Committee recommended passage by a vote of 4-0-1 on July 15, 1983. She explained that \$38,300,000 of the total amount is for refinancing the existing debt on the Hospital structure. Councillor Tintera moved, seconded by Councillor West, for adoption. Proposal No. 318, 1983, was adopted on the following roll call vote; viz:

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

Proposal No. 318, 1983, was retitled SPECIAL RESOLUTION NO. 62, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 62, 1983

A SPECIAL RESOLUTION rendering advice to the Hospital Authority of Marion County regarding financing in the principal amount of up to approximately Seventy-one Million Three Hundred Thousand Dollars (\$71,300,000) for St. Vincent Hospital and Health Care Center, Inc.

WHEREAS, the City-County Council of the City of Indianapolis, Indiana, by City-County General Resolution No. 4, 1979, adopted June 4, 1979, created the Hospital Authority of Marion County (hereafter "Authority") pursuant to the provisions of the Indiana Hospital Authority Act (IC 1971, 5-1-4-1 et seq. as amended); and

WHEREAS, the Judge of the Circuit Court of Marion County, Indiana, duly appointed directors to the Authority, who, after taking their respective oaths of office and qualifying held various organizational meetings; and

WHEREAS, the directors of the Authority, pursuant to their Bylaws, adopted Rules of Procedure which provide in part that "Prior to the Authority finally authorizing any bond issue, the Authority will seek an advisory resolution from the Indianapolis City-County Council"; and

WHEREAS, the Authority has investigated a request from St. Vincent Hospital and Health Care Center, Inc. for the Authority to issue its tax exempt revenue bonds in the principal amount of up to approximately Seventy-one Million Three Hundred Thousand Dollars (\$71,300,000) to be used by St. Vincent Hospital and Health Care Center, Inc. (the "Hospital") for the purpose of refinancing the existing debt on the existing Hospital structure, financing the Hospital's new family life project, financing the Hospital's equipment needs during the 1983 to 1985 time period, refunding of Advanced Funds, refinancing existing debt on St. Vincent Stress Center's psychiatric hospital and paying costs of issuance and capitalized interest; 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 by the Hospital Authority of Marion County of its tax exempt revenue bonds in the principal amount of up to approximately Seventy-one Million Three Hundred Thousand Dollars (\$71,300,000) for St. Vincent Hospital and Health Care Center, Inc. is for the benefit of the people of Marion County, Indiana, the increase of said people's commerce, welfare and prosperity and the improvement of their health and living conditions; and

SECTION 2. The City-County Council of the City of Indianapolis, Marion County, Indiana, hereby recommends to the Hospital Authority of Marion County the approval of the foregoing financing; and

SECTION 3. The Clerk of the City-County Council is hereby instructed to transmit a copy of this Special Resolution to the President of the Hospital Authority of Marion County.

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

PROPOSAL NO. 319, 1983. This proposal for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Computer Microfilm Corporation in an approximate amount of \$1,000,000, was recommended for passage by the Economic Development Committee by a vote of 3-0 on July 15, 1983. This project, located at 6376 Morenci Trail in Morenci Professional Park in Pike Township, plans for a 15,000 square foot expansion on three acres of land. Estimated additional positions at the end of the first year total sixteen and thirty-seven at the end of three years. The cost breakdown for the project are as follows: \$105,000 land, \$650,000 Buildings, \$200,000 equipment, and \$45,000 other contingencies. Councillor Brinkman moved, seconded by Councillor Tintera, for adoption. Proposal No. 319, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Gilmer, Rader*

Proposal No. 319, 1983, was retitled SPECIAL RESOLUTION NO. 63, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 63, 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, Computer Microfilm Corporation (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 an approximately 15,000 square foot building and the machinery and equipment to be installed therein plus certain site improvements to be located in the Morenci Professional Park on Morenci Trail, Indianapolis, Indiana, on approximately 3 acres of land which will be used by a subsidiary of the Company, Computer Microfilm International Corporation (the "User") to provide Micrographic services consisting of (1) micro-publishing, (2) Computer Output Microfilm (COM) and source document microfilm and microfiche services, (3) facility management, and (4) the distribution of micrographic supplies and equipment (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 16 at the end of one year and 37 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 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 of the facilities will not have an adverse competitive effect on 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 approximate amount of \$1,000,000 under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to Computer Microfilm Corporation (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 Project, the City-County Council hereby finds, deter-

mines, 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 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. 323, 1983. This proposal, for a final bond ordinance authorizing the issuance of a \$400,000 Economic Development Revenue Bond for Shepard & Poorman Printing Co., Inc., was recommended for passage by the Economic Development Committee on July 15, 1983, by a vote of 5-0. Councillor Brinkman pointed out that this project is located at 7301 North Woodland Drive. The Company will purchase a rebuilt perfecting sheet feed printing press and make necessary site improvements for the equipment. The interest rate is 80% of Indiana National Bank's prime. Councillor Brinkman moved, seconded by Councillor West, for adoption. Proposal No. 323, 1983, was adopted on the following roll call vote; viz:

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

Proposal No. 323, 1983, was retitled SPECIAL ORDINANCE NO. 10, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 10, 1983

A SPECIAL RESOLUTION authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond, (Shepard & Poorman Printing, Co., Inc. Project)" in the principal amount of Four Hundred Thousand Dollars (\$400,000) 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 Shepard & Poorman Printing Co., Inc. and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on July 15, 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 Shepard & Poorman Printing Co., Inc. (the "Company") consisting of the acquisition and installation of one Miller Four Color Perfecting Printing Press, Manufacturer's Serial Number 18083 plus a Spiess Feeder, Manufacturer's Serial Number 8870, to be located in Indianapolis, Indiana, at 7301 North Woodland Drive to be used in the production of comprehensive graphic communication items such as annual reports, brochures, catalogues and trade publications (the "Project"), 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 Promissory Note, Equipment Loan and Security Agreement, and Guaranty 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, Indiana Economic Development Revenue Bond (Shepard & Poorman Printing Co., Inc. Project), and the Bond Purchase Agreement by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED 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 Equipment and Loan and Security Agreement consisting of the acquisition and installation of One Miller Four Color Perfecting Printing Press, Manufacturer's Serial Number 18083 plus a Spiess Feeder, Manufacturer's Serial Number 8870, to be located in Indianapolis, Indiana, at 7301 North Woodland Drive to be used in the production of comprehensive graphic communication items such as annual reports, brochures, catalogues and trade publications (the "Project"), previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of a revenue bond, the loan of the net proceeds thereof to Shepard & Poorman Printing Co., Inc. for the purposes of financing the economic development facilities being installed or to be installed in Indianapolis, Indiana, and the repayment of said loan by Shepard & Poorman Printing Co., Inc. 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 Promissory Note, Equipment Loan and Security Agreement, and Guaranty Agreement (collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), the Bond Purchase Agreement and the form of the City of Indianapolis Economic Development Revenue Bond (Shepard & Poorman Printing Co., Inc. Project) approved by the Indianapolis Economic Development Commission are hereby approved and all such documents 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 and the form of the City of Indianapolis Economic Development Revenue Bond (Shepard & Poorman Printing Co., Inc. Project), and the Bond Purchase 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 Revenue Bond (Shepard & Poorman Printing Co., Inc. Project) in the principal amount of Four Hundred Thousand Dollars (\$400,000) for the purpose of procuring funds to loan to Shepard & Poorman Printing Co., Inc. in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Equipment Loan and Security Agreement incorporated herein by reference, which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by Shepard & Poorman Printing Co., Inc. on its Promissory Note in the principal amount of Four Hundred Thousand Dollars (\$400,000) which will be executed and delivered by Shepard & Poorman Printing Co., Inc. to evidence and secure said loan, and

as otherwise provided in the above described Promissory Note, Equipment Loan and Security Agreement, Bond Purchase Agreement and Guaranty Agreement. 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 Bond to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest (calculated on the basis of a 360-day year, 30-day month) equal to eighty percent (80%) of the prime commercial lending rate announced, as such rate changes, from day to day, by the The Indiana National Bank at its principal office in Indianapolis, Indiana, provided, however, that in the event of a Determination of Taxability as defined in the Equipment Loan and Security Agreement, the stated per annum rate of interest to redemption shall increase to a rate equal to the prime commercial lending rate quoted and announced by The Indiana National Bank at its principal office in Indianapolis, Indiana, as such rate changes from day to day, plus one and one-half percent (1-1/2%), however, in no event shall the rate of interest exceed thirty percent (30%) per annum.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement and the City of Indianapolis Economic Development Revenue Bond (Shepard & Poorman Printing Co., Inc. Project), and the Bond Purchase Agreement approved herein and their execution is hereby confirmed on behalf of the City of Indianapolis and any other document which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Bond may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bond to the Purchaser or Purchasers thereof named in the Bond Purchase Agreement payment for which will be made in the manner set forth in the Bond Purchase Agreement. The Mayor and City Clerk may by their execution of the Financing Agreement, Bond Purchase Agreement, and imprinting of their facsimile signatures on the Bond 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 Bond Purchase Agreement shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bond (Shepard & Poorman Printing Co., Inc. Project), and after the issuance of said Bond this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bond 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. 324, 1983. This proposal, for a final bond ordinance authorizing the issuance of \$800,000 Economic Development First Mortgage Revenue Bonds, Series 1983 for CES Associates (Copher, Echt, and Stone, M.D.'s), was recommended by the Economic Development Committee by a vote of 5-0 on July 15, 1983. Councillor Brinkman reported that this project is to construct and equip a 6,970 square foot structure for obstetric and gynecology medical offices located at 8180 North Township Line Road. After comments from Bond Counsel Jim Crawford, the President called for the vote. Proposal No. 324, 1983, remained on the agenda by the following inconclusive vote; viz:

14 YEAS: *Boyd, Brinkman, Coughenour, Gilmer, Hawkins, Holmes, McGrath, Miller, Page, Rhodes, Sawyers, SerVaas, Tintera, West*

14 NAYS: *Borst, Campbell, Clark, Cottingham, Dowden, Durnil, Howard, Jones, Journey, Nickell, Schneider, Stewart, Strader, Vollmer*

1 NOT VOTING: *Rader*

PROPOSAL NO. 325, 1983. This proposal, for a final bond ordinance authorizing the issuance of \$100,000 Economic Development Revenue Bonds, Series 1983 WBF Holding Company, was recommended by the Economic Development Committee by a vote of 5-0 on July 15, 1983. Councillor Brinkman reported that this project plans for the acquisition, renovation and installation of an old public school located at 2801 South Pennsylvania Street to be converted into general office space. Councillor Brinkman moved, seconded by Councillor McGrath, for adoption. Proposal No. 325, 1983, was adopted on the following roll call vote; viz:

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

1 NAY: *Jones*

2 NOT VOTING: *Rader, Strader*

Proposal No. 325, 1983, was retitled SPECIAL ORDINANCE NO. 11, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 11, 1983

A SPECIAL RESOLUTION authorizing the City of Indianapolis to issue its "Economic Development Revenue Bond, Series 1983 (WBF Holding Company Project)" in the principal amount of One Hundred Thousand Dollars (\$100,000) 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 WBF Holding, Inc., as developer (now known as WBF Holding Company) and Huntington, Wade & Associates, Inc. and R. W. Armstrong & Associates, Inc., as Users and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on July 15, 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 WBF Holding Company (the "Company") consisting of the acquisition, renovation and equipping of an approximately 21,000 square foot building which had been used as a public school building since 1921 until WBF Holding Company acquired it in 1981 and the lease of the facilities to Huntington, Wade & Associates, Inc. and R. W. Armstrong & Associates, Inc. as Users for the Users central offices in their businesses as consulting engineers, including site improvements and the machinery and equipment to be installed therein located at 2801

South Pennsylvania Street, Indianapolis, Indiana, on an approximately 3.91 acre tract of land (the "Project"), 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 Promissory Note, 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, Indiana Economic Development Revenue Bond, Series 1983 (WBF Holding Company Project), and the Collateral Assignments of Leases and Rentals, Lessee's Consents and Agreement to Lease Assignments, Bond Purchase Agreement Guaranty Agreement and Indenture of Lease as amended by an Amendment of Lease by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. The City has previously issued \$100,000 principal amount of City of Indianapolis Economic Development Revenue Bonds, Series 1981 (WBF Holding Company Project) (the "Series 1981 Bonds") to commence the financing of the Project. The Series 1981 Bonds do not represent a general obligation of the City of Indianapolis and are not payable from funds raised by taxation. The Series 1981 Bonds are payable from funds derived from payments made by WBF Holding Company under a Loan Agreement with the City of Indianapolis, Indiana, and pursuant to the terms of a promissory note of WBF Holding Company and as otherwise provided in a Trust Indenture, Guaranty Agreement, Collateral Assignments of Leases and Rentals, Lessees' Consents to Collateral Assignment of Lease and Rentals, Promissory Note, and an authorizing ordinance passed by the City-County Council of the City of Indianapolis. It is hereby found that the additional financing of the economic development facilities referred to in the Loan Agreement consisting of the acquisition, renovation and equipping of an approximately 21,000 square foot building which had been used as a public school building since 1921 until WBF Holding Company acquired it in 1981 and the lease of the facilities to Huntington, Wade & Associates, Inc. and R. W. Armstrong & Associates, Inc. as Users for the Users central offices in their businesses as consulting engineers, including site improvements and the machinery and equipment to be installed therein located at 2801 South Pennsylvania Street, Indianapolis, Indiana, on an approximately 3.91 acre tract of land (the "Project"), previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of the revenue bond the loan of the net proceeds thereof to WBF Holding Company for the purposes of completing the financing of the economic development facilities under renovation or to be renovated in Indianapolis, Indiana, and the repayment of said loan by WBF Holding Company 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 Promissory Note, Loan Agreement (collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), the Collateral Assignments of Leases and Rentals, Lessee's Consents and Agreement to Lease Assignments, Bond Purchase Agreement, Guaranty Agreement and Indenture of Lease as amended by an Amendment of Lease and the form of the City of Indianapolis, Indiana Economic Development Revenue Bond, Series 1983 (WBF Holding Company Project) approved by the Indianapolis Economic Development Commission are hereby approved and all such documents 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 and the form of the City of Indianapolis Economic Development Revenue Bonds, Series 1983 (WBF Holding Company Project), and the Collateral Assignments of Leases and Rentals, Lessee's Consents and Agreements to Lease Assignments, Bond Purchase Agreement, Guaranty Agreement and Indenture of Lease as amended by an Amendment of Lease 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 Bond, Series 1983 (WBF Holding Company Project) in the principal amount of One Hundred Thousand Dollars (\$100,000) for the purpose of procuring funds to loan to WBF Holding Company in order to complete the financing of the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Loan Agreement incorporated herein by reference, which Bond will be payable as to principal, premium, if any, and interest solely from the payments made by WBF Holding Company on its Promissory Note in the principal amount of One Hundred Thousand Dollars (\$100,000) which will be executed and delivered by WBF Holding Company to evidence and secure said loan, and as otherwise provided in the above described Promissory Note, Loan Agreement, Collateral Assignments of Leases and Rentals, Lessee's Consents and Agreements to Lease Assignments, Bond Purchase Agreement, Guaranty Agreement and Indenture amended by an Amendment of Lease. The Bond 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 Bond to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest equal to seventy-five percent (75%) of the prime commercial lending rate announced by The Indiana National Bank at its principal office, said rate to be adjusted daily, provided, however, that in the event of a Determination of Taxability, the stated per annum rate of interest shall be equal to the prime commercial lending rate established by The Indiana National Bank, Indianapolis, Indiana, at its principal office as it changes from day to day plus one percent (1%), however in no event shall the rate of interest exceed thirty percent (30%) per annum.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement and the City of Indianapolis Economic Development Revenue Bond, Series 1983 (WBF Holding Company Project), and the Bond Purchase Agreement 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 Bond may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Bond to the purchaser or purchasers named in the Bond Purchase Agreement payment for which will be made in the manner set out in the Bond Purchase Agreement. The Mayor and City Clerk may by their execution of the Financing Agreement, Bond Purchase Agreement, and imprinting of their facsimile signatures on the Bond or their manual execution thereof approve changes therein and also in the Collateral Assignments of Leases and Rentals, Lessee's Consents and Agreements to Lease Assignments, Guaranty Agreement and Indenture of Lease as amended by an Amendment of Lease 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 Bond Purchase Agreement shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Bond, Series 1983 (WBF Holding Company Project), and after the issuance of said Bond this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bond 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. 326, 1983. This proposal, for a final bond ordinance authorizing the issuance of a \$600,000 Economic Development Revenue Note, Series 1983 for South Meridian Associates, was recommended for passage by a vote of 4-0 by the Economic Development Committee on July 15, 1983. Councillor Brinkman re-

ported that this project provides for the acquisition, construction, renovation and equipping of a five-story wholesale/warehouse building located at 204-80 South Meridian Street. Interest will be 68% of Merchant National Bank's prime. She moved, seconded by Councillor West, for adoption. Proposal No. 326, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

4 NOT VOTING: *Borst, Cottingham, Rader, West*

Proposal No. 326, 1983, was retitled SPECIAL ORDINANCE NO. 12, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 12, 1983

A SPECIAL RESOLUTION authorizing the City of Indianapolis to issue its "Economic Development Revenue Note, Series 1983 (South Meridian Associates Project)" in the principal amount of Six Hundred Thousand Dollars (\$600,000) 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 South Meridian Associates, an Indiana General Partnership and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on July 15, 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 South Meridian Associates, an Indiana General Partnership, (the "Company") consisting of the acquisition, renovation and equipping of an existing five-story (and basement) late 19th century/early 20th century wholesale-warehouse building(s) located at 204-08 South Meridian Street (the southwest corner of the intersection of South Meridian Street and Georgia Street), Indianapolis, Indiana, in such a manner as to restore its original historical character, including the following: (i) restoration of the exterior of the building to its original facade, (ii) replacement of the windows, (iii) chemical cleaning and tuck pointing of the exterior brick surfaces, (iv) repair and replacement of the roof as necessary, and (v) rehabilitation of the interior of the building, including new electrical, plumbing, heating, ventilating, air conditioning and smoke detection systems, and new passenger elevators (the "Project"), 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 the completed Project will be initially owned and operated by South Meridian Associates, an Indiana General Partnership, and is being used and will be used for office, commercial and restaurant space. The City has previously adopted City-County Special Resolution No. 98, 1981 in order to induce the Company to proceed with the acquisition, construction, renovation and equipping of the Project and the City has previously issued its "Economic Development Revenue Note, Series 1981 (South Meridian Associates)" in the principal amount of \$3,000,000 and loaned the proceeds of that revenue note to South Meridian Associates, an Indiana General Partnership for the purpose of financing the costs of the above-described project. Due to unforeseen structural deficiencies and other unforeseen construction conditions, the costs of the project have exceeded those originally estimated by South Meridian Associates, an Indiana General Partnership. Consequently, South Meridian Associates, an Indiana General Partnership, has requested that the City issue an additional revenue note in the aggregate

principal amount of \$600,000 and loan of the proceeds of that additional revenue note to South Meridian Associates, an Indiana General Partnership, for the purpose of financing the cost of tenant finish and other improvements required to complete the project; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Promissory Note, First Supplement to Note Purchase and Loan Agreement, First Amendment to Mortgage, Security Agreement and Trust Indenture, First Amendment to Collateral Assignment of Leases and Rents and the City of Indianapolis Economic Development Revenue Note, Series 1983 (South Meridian Associates Project), by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the additional financing of the economic development facilities referred to in the First Supplement to Note Purchase and Loan Agreement consisting of the acquisition, renovation and equipping of an existing five-story (and basement) late 19th century/early 20th century wholesale-warehouse building(s) located at 204-08 South Meridian Street (the southwest corner of the intersection of South Meridian Street and Georgia Street), Indianapolis, Indiana, in such a manner as to restore its original historical character, including the following: (i) restoration of the exterior of the building to its original facade, (ii) replacement of the windows, (iii) chemical cleaning and tuck pointing of the exterior brick surfaces, (iv) repair and replacement of the roof as necessary, and (v) rehabilitation of the interior of the building, including new electrical, plumbing, heating, ventilating, air conditioning and smoke detection systems, and new passenger elevators (the "Project"), previously approved by the Indianapolis Economic Development Commission and presented to this City-County Council, the issuance and sale of a revenue note, the loan of the net proceeds thereof to South Meridian 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 South Meridian 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 Promissory Note, First Supplement to Note Purchase and Loan Agreement, First Amendment to Mortgage, Security Agreement and Trust Indenture, First Amendment to Collateral Assignment of Leases and Rents and the form of the City of Indianapolis Economic Development Revenue Note, Series 1983 (South Meridian Associates Project) approved by the Indianapolis Economic Development Commission are hereby approved and all such documents 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 First Supplement to Note Purchase and Loan Agreement, First Amendment to Mortgage, Security Agreement and Trust Indenture, First Amendment to Collateral Assignment of Leases and Rents and the form of the City of Indianapolis Economic Development Revenue Note, Series 1983 (South Meridian Associates Project), 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 Note, Series 1983 (South Meridian Associates Project) in the principal amount of Six Hundred Thousand Dollars (\$600,000) for the purpose of procuring funds to loan to South Meridian Associates in order to provide additional financing for the economic development facilities, heretofore referred to as the Project, which Note will be payable as to principal, premium, if any, and interest solely from the payments made by South Meridian Associates on its Promissory Note in the principal amount of Six Hundred Thousand Dollars (\$600,000) which will be executed and delivered by South Meridian Associates to evidence and secure said loan, and as otherwise provided in the above described Promissory Note, First Supplement to Note Purchase and Loan Agreement, First Amendment to Mortgage, Security Agreement and Trust Indenture, First Amendment to Collateral Assignment of Leases and Rents and a Letter of Credit of Merchants National Bank & Trust Company of Indianapolis in its capacity as Letter of Credit Bank. The Note 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 Note to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest (i) to and including June 30, 1984, at the rate of 11% per annum, (ii) from July 1, 1984, to and including June 30, 1990, at the rate of 68% of the Prime Rate as of June 30, 1984, per annum, but in any event not less than 11% per annum and not more than 11-3/4% per annum, (iii) from July 1, 1990, to and including June 30, 1995, at the rate of 68% of the Prime Rate as of June 30, 1990, per annum, but in any event not less than 11% per annum and not more than 12-1/2% per annum, (iv) from July 1, 1995, to maturity, at the rate of 68% of the Prime Rate as of June 30, 1995, per annum, but in any event not less than 11% per annum and not more than 13-1/4% per annum, and (v) after maturity, whether by acceleration or otherwise, and in the event of a Determination of Taxability, at the rate of 100% of the Prime Rate per annum, however in no event shall the rate of interest exceed thirty percent (30%) per annum. "Prime Rate" means the base or prime rate of Merchants National Bank & Trust Company of Indianapolis on 90-day loans to responsible local and national business borrowers in effect from time to time.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the First Supplement to Note Purchase and Loan Agreement, First Amendment to Mortgage, Security Agreement and Trust Indenture, First Amendment to Collateral Assignment of Leases and Rents, Endorsement to the Promissory Note, and the City of Indianapolis Economic Development Revenue Note, Series 1983 (South Meridian Associates Project), 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 Note may be facsimile signatures. The City Clerk or City Controller are authorized to arrange for the delivery of such Note to the Trustee named in the First Amendment to Mortgage, Security Agreement and Trust Indenture payment for which will be made to the Trustee named in the First Amendment to Mortgage, Security Agreement and Trust Indenture. The Mayor and City Clerk may by their execution of the First Supplement to Note Purchase and Loan Agreement, First Amendment to Mortgage, Security Agreement and Trust Indenture, First Amendment to Collateral Assignment of Leases and Rents, Endorsement of Promissory Note and imprinting of their facsimile signatures on the Note or their manual execution thereof approve changes therein and also in the Promissory Note and Supplemental Letter of Credit 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 First Amendment to Mortgage, Security Agreement and Trust Indenture shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development Revenue Note, Series 1983 (South Meridian Associates Project), and after the issuance of said Note this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Note 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. 327, 1983. This proposal, for an inducement resolution supplementing and amending a previously issued inducement resolution for SerVaas Management, Inc., or Dr. Beurt SerVaas from an amount not to exceed \$500,000 to an approximate amount of \$934,000, was recommended for passage by a vote of 5-0 by the Economic Development Committee on July 15, 1983. Dr. Beurt SerVaas, President of the City-County Council and principal shareholder of SerVaas Management, Inc., publicly disclosed his interest in SerVaas Management, Inc., left the Public Assembly Room during the discussion and vote on this proposal, and did

not participate in any of the Council proceedings involving Proposal No. 327, 1983. Councillor Brinkman explained that the Company is requesting this increase to fund the addition of approximately 12,680 square feet for a warehouse extension to the originally proposed office structure. Councillor Brinkman moved, seconded by Councillor West, for adoption. Proposal No. 327, 1983, was adopted on the following roll call vote; viz:

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

2 NAYS: *Borst, Jones*

3 NOT VOTING: *Durnil, Rader, SerVaas*

Proposal No. 327, 1983, was retitled SPECIAL RESOLUTION NO. 64, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 64, 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, Inc., or Dr. Beurt R. SerVaas (the "Company") has previously 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 the management of various publishing and manufacturing operations of Dr. Beurt R. SerVaas in the United States, Canada and Mexico including Curtis Publishing Company and SerVaas Laboratores, Inc., 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 this City-County Council on March 21, 1983 adopted City-County Special Resolution No. 26, 1983 in order to induce the Company to proceed with the acquisition, construction and equipping of the Project; and

WHEREAS, the Company has advised the Indianapolis Economic Development Commission and the City that it wants to increase the scope of the Project by adding to the proposed Project the acquisition, construction and equipping of an approximately 12,860 square foot warehouse, and the machinery and equipment to be installed therein plus certain site improvements to be an extension off of the originally proposed Project and to be located at 1000 Waterway Boulevard, Indianapolis, Indiana, to be used for the storage of products of various manufacturing and publishing operations of Dr. Beurt R. SerVaas including Curtis Publishing Company and SerVaas Laboratories, Inc. (the "Amended Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 12 at the end of one year and 36 at the end of three years) 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 and use 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 and use of the Amended Project will not have an adverse competitive effect on 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 \$934,000 under the Act to be privately placed for the acquisition, construction and equipping of the Amended Project and the sale or leasing of the Amended Project to SerVaas Management, Inc. or Dr. Beurt R. SerVaas (the "Company") or the loaning of the proceeds of such financing to the Company for such purposes and the use of the Amended Project as corporate headquarters for the management of various publishing and manufacturing operations of Dr. Beurt R. SerVaas in the United States, Canada and Mexico and warehousing including Curtis Publishing Company, and SerVaas Laboratories, Inc. and warehousing for such operations 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, and the use of the Amended Project as corporate headquarters for the management of various publishing and manufacturing operations of Dr. Beurt R. SerVaas in the United States, Canada and Mexico including Curtis Publishing Company and SerVaas Laboratories, Inc., and warehousing for such operations 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 Amended 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 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 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. 247, 1983. This proposal designates part of the Consolidated City as an Economic Development Target Area. Councillor Brinkman reported that the Economic Development Committee recommended to amend and pass Proposal No. 247, 1983, by a vote of 4-0 on July 15, 1983. Councillor Brinkman moved, seconded by Councillor Coughenour, the following:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 247, 1983, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 247, 1983, Committee Recommendations".

Councillor Brinkman

Councillor Brinkman stated that the proposal was amended to establish target areas as the two legal descriptions of projects in Proposal Nos. 320 and 321, 1983. Consent was given on the amendment. Councillor Brinkman moved, seconded by Councillor Coughenour, for adoption. Proposal No. 247, 1983, As Amended, was adopted on the following roll call vote; viz:

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

Proposal No. 247, 1983, As Amended, was retitled SPECIAL ORDINANCE NO. 13, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 13, 1983

A SPECIAL ORDINANCE designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by IC 36-7-12 for allowing industrial development bond financing for economic development facilities used for retail trade, banking, credit agencies or services.

WHEREAS, IC 36-7-12 (as amended by P.L. 40-1983) limits the use of industrial development bonds for financing economic development facilities for retail trade, banking, credit agencies or certain services; and

WHEREAS, the statute provides that such economic development facilities may be financed by industrial development bonds if the facility is located in an Economic Development Target Area and the City-County Council finds the facility will not have an adverse competitive impact on operating facilities of the same kind in the same market area and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, IC 36-7-12-38 (as added by P.L. 40-1983) authorizes the City-County Council, after favorable recommendation by the Economic Development Commission, to designate by ordinance a specific geographic area in the Consolidated City, no larger than 25% of the area of the Consolidated City, as an Economic Development Target Area; and

WHEREAS, IC 36-7-12-2, as amended, (as added by P.L. 40-1983) indicates that an Economic Development Target Area means a geographic area that:

"(1) has become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property;

(2) has been declared and confirmed as a redevelopment area before March 31, 1983; under:

(A) IC 36-7-14-15, IC 36-7-14-16, and IC 36-7-14-17; or

(B) IC 36-7-15.1-8, IC 36-7-15.1-9, and IC 36-7-15.1-10;

(3) has been designated as a registered historic district under the National Historic Preservation Act of 1966 or under the jurisdiction of a preservation commission organized under IC 36-7-11, IC 36-7-11.1, or IC 14-3-3.2; or

(4) encompasses buildings, structures, sites, or other facilities that are:

(A) listed on the national register of historic places established pursuant to the National Historic Preservation Act of 1966;

(B) listed on the register of Indiana historic sites and historic structures established under IC 14-3-3.3; or

(C) determined to be eligible for listing on the Indiana register by the Indiana state historic preservation officer."; and

WHEREAS, at its special meeting on May 23, 1983 the Indianapolis Economic Development Commission reviewed, considered and favorably recommended to the City-County Council an Economic Development Target Area designation map which included among other real estate the parcel commonly known as 225 North New Jersey Street, Indianapolis, Indiana, which is more specifically described as:

Lot 10 and 2 feet and 6 inches by parallel lines off of the South side of Lot 11 in Square 40 of the Donation Lands of the City of Indianapolis, Marion County, Indiana.

And, 44.5 feet taken by parallel lines off of the entire South side of Lot 3 in Square 40 of the Donation Lands of the City of Indianapolis, Marion County, Indiana.

Also, 23 feet off the entire North side of Lot 3 in Square 40 of the Donation Lands of the City of Indianapolis, Marion County, Indiana;

and at its meeting on July 15, 1983 said commission reviewed, considered and favorably recommended to the City-County Council also designating the parcel commonly known as 1331 North Delaware Street, Indianapolis, Indiana as an Economic Development Target Area which parcel is more specifically described as:

Lots 34, 35, and 36 in Robert B. Duncan and John S. Duncan's Subdivision, an Addition to the City of Indianapolis, as per plat thereof, recorded in Plat Book 4, Page 62, in the office of the Recorder of Marion County, Indiana;

now, therefore:

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

SECTION 1. It is hereby found that the parcel commonly known as 225 North New Jersey Street, Indianapolis, Indiana, which is more specifically described as:

Lot 10 and 2 feet and 6 inches by parallel lines off of the South side of Lot 11 in Square 40 of the Donation Lands of the City of Indianapolis, Marion County, Indiana.

And, 44.5 feet taken by parallel lines off of the entire South side of Lot 3 in Square 40 of the Donation Lands of the City of Indianapolis, Marion County, Indiana.

Also, 23 feet off the entire North side of Lot 3 in Square 40 of the Donation Lands of the City of Indianapolis, Marion County, Indiana;

and the parcel commonly known as 1331 North Delaware Street, Indianapolis, Indiana, which is more specifically described as:

Lots 34, 35, and 36 in Robert B. Duncan and John S. Duncan's Subdivision; an Addition to the City of Indianapolis, as per plat thereof, recorded in Plat Book 4, Page 62, in the office of the Recorder of Marion County, Indiana;

both meet the requirement imposed by IC 36-7-12-2, as amended of having "... become undesirable or impossible for normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors that have impaired values or prevent a normal development of property or use of property ..."

and it is further found that the aforesaid parcel commonly described as 1331 North Delaware Street, Indianapolis, Indiana is additionally located in a geographic area which "... has been designated as a registered historic district under the National Historic Preservation Act of 1966 or under the jurisdiction of a preservation commission organized under IC 36-7-11, IC 36-7-11.1, or IC 14-3-3-2 ...".

SECTION 2. This City-County Council hereby designates, pursuant to IC 36-7-12, as amended, both of the parcels set forth in Section 1 of this ordinance as Economic Development Target Areas.

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

PROPOSAL NO. 320, 1983. This proposal for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Robert A. Borns, Sandra S. Borns and/or any entity designated by one or more of the aforementioned in an approximate amount of \$6,500,000, was recommended for passage by the Economic Development Committee on July 15, 1983, by a vote of 4-0. Councillor Brinkman reported that the project, located in the Printcraft Building at 225 North New Jersey Street, consists of rehabilitating approximately 90,000 square feet to be used for general office space. This project will add an additional thirteen positions with \$150,000 in additional payroll to the community. Councillor Brinkman moved, seconded by Councillor West, for adoption. Proposal No. 320, 1983, was adopted on the following roll call vote; viz:

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

Proposal No. 320, 1983, was retitled SPECIAL RESOLUTION NO. 65, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 65, 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, renovation 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, a corporation to be formed by Robert A. Borns and Sandra S. Borns probably named Printer's Place Company Corporation (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the city either acquire, renovate 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, renovation and equipping of the existing six story building plus a basement containing approximately 90,000 square feet and the machinery, fixtures and equipment to be installed therein plus certain site improvements to be located at 225 North New Jersey Street, Indianapolis, Indiana, on approximately 0.6 acres of land which will be leased to the general public for general office space (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 13 at the end of one year and 13 at the end of three years) to be achieved by the acquisition, renovation 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 of the Project and leasing of the Project to the general public for general office space would be of public benefit to the health, safety and general welfare of the City and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, the acquisition, renovation and equipping of the facilities and leasing of the Project to the general public for general office space will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating or in the same market area or 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 \$6,500,000 under the Act subject to the Project being located in an Economic Development Target Area designated pursuant to I.C. 36-7-12 as amended for the acquisition, renovation and equipping of the Project and the sale or leasing of the Project to a corporation to be formed by Robert A. Borns and Sandra S. Borns and probably named Printer's Place Company Corporation (the "Company") or the loaning of the

proceeds of such financing to the Company for such purposes and leasing of the Project to the general public for general office space 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, renovation and equipping of the Project, 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 renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation 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 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. 321, 1983. This proposal, for an inducement resolution authorizing proceedings with respect to proposed economic development bonds for Delta Sigma Phi Fraternity in an approximate amount of \$400,000, was recommended for passage by the Economic Development Committee by a vote of 4-0 on July 15, 1983. Councillor Brinkman reported that Delta Sigma Phi Fraternity located its National Headquarters in Indianapolis three years ago. This project is to renovate a historic building (Thomas Taggart Home) at 1331 North Delaware Street. Costs for the project are as follows: \$452,000 buildings, \$25,000 equipment, and \$75,000 miscellaneous contingencies. Councillor Brinkman moved, seconded by Councillor Boyd, for adoption. Proposal No. 321, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: Howard, Rader

Proposal No. 321, 1983, was retitled SPECIAL RESOLUTION NO. 66, 1983, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 66, 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, renovation 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, Delta Sigma Phi Fraternity (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City either acquire, renovate 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, renovation and equipping of the existing Thomas Taggart Home containing approximately 10,000 square feet which is located in a registered historic district, and the machinery and equipment to be installed therein plus certain site improvements to be located at 1331 North Delaware Street, Indianapolis, Indiana, on approximately 0.5 acres of land which will be used by the Company as offices for its national headquarters (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (an additional number of jobs of approximately 3 at the end of one year and 7 at the end of three years) to be achieved by the acquisition, renovation 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 of the Project would be of public benefit to the health, safety and general welfare of the City and its citizens and will contribute significantly to the creation of permanent new job opportunities; and

WHEREAS, the acquisition, renovation and equipping of the facilities will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating or in the same market area or 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 approximate amount of \$400,000 under the Act subject to the Project being located in an Economic Development Target Area designated pursuant to I.C. 36-7-12 as amended for the acquisition, renovation and equipping of the Project and the sale or leasing of the Project to Delta Sigma Phi Fraternity (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, renovation and equipping of the Project, 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 renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation 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 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.

SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL No. 292, 1983. This proposal appropriates \$438,000 for the Central Equipment Management Division to purchase gasoline for Marion County vehicles. Councillor Dowden reported that due to the expansion at the County Jail, the filling station has been eliminated. Therefore, the City must provide gas for the county agencies, mainly the Sheriff, and they will be billed by Central Equipment Management Division. Councillor Dowden moved, seconded by Councillor Rhodes, for adoption. The President called for public testimony at 8:44 p.m. There being no one present, he called for the vote. Proposal No. 292, 1983, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Holmes, Howard, Journey, McGrath, Miller, Nickell, Page, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer

1 NAY: Jones

4 NOT VOTING: Hawkins, Rader, Sawyers, West

Proposal No. 292, 1983, was retitled FISCAL ORDINANCE NO. 50, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 50, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Four Hundred Thirty-eight Thousand dollars (\$438,000) in the City General Fund for purposes of the Department of Administration, Central Equipment Management Division and reducing the unappropriated and unencumbered balance in the City General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds to purchase gasoline for Marion County vehicles which primarily are Sheriff Department vehicles.

SECTION 2. The sum of Four Hundred Thirty-eight Thousand dollars (\$438,000) 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 CENTRAL EQUIP. MANAG. DIVISION	CITY GENERAL FUND
3. Other Services & Charges	<u>\$438,000</u>
Total Increase	\$438,000

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

DEPARTMENT OF ADMINISTRATION CENTRAL EQUIP. MANAG. DIVISION	CITY GENERAL FUND
Unappropriated and Unencumbered City General Fund	<u>\$438,000</u>
Total Reduction	\$438,000

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

PROPOSAL NO. 293, 1983. This proposal appropriates \$12,500 for the Finance Division for two additional personnel for Traffic Violation and Auto Desk Divisions. Councillor Dowden reported that the Administration Committee recommended passage by a vote of 3-0 on June 29, 1983. With the combination of these two divisions, citizens paying fines will be able to take care of everything at one desk. The President called for public testimony at 8:46 p.m. After comments from John McLane, Councillor Dowden moved, seconded by Councillor Rhodes, for adoption. Proposal No. 293, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: *Rader, West*

Proposal No. 293, 1983, was retitled FISCAL ORDINANCE NO. 51, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) appropriating an additional Twelve Thousand Five Hundred dollars (\$12,500) in the City General Fund for purposes of the Depart-

ment of Administration, Finance Division and reducing the unappropriated and unencumbered balance in the City General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for two additional personnel required by the restructure of the Traffic Violation and Auto Desk Divisions and payment of fines. The cost will be funded by a contract with the Police Division.

SECTION 2. The sum of Twelve Thousand Five Hundred dollars (\$12,500) 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	
FINANCE DIVISION	CITY GENERAL FUND
1. Personal Services	<u>\$12,500</u>
Total Increase	<u>\$12,500</u>

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

DEPARTMENT OF ADMINISTRATION	
FINANCE DIVISION	CITY GENERAL FUND
Unappropriated and Unencumbered	
City General Fund	<u>\$12,500</u>
Total Reduction	<u>\$12,500</u>

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

PROPOSAL NO. 296, 1983. This proposal transfers \$38,195 for the County Recorder to reinstate personnel that were deleted from the 1983 Budget and adjusts the personnel schedule. Councillor Tintera reported that the County and Townships Committee recommended to amend and pass the proposal on June 28, 1983, by a vote of 6-0. He moved, seconded by Councillor Coughenour, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 296, 1983, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 296, 1983, Committee Recommendations".

Councillor Tintera

Council consent was given on the amendment. The President called for public testimony at 8:53 p.m. After comments from John McLane, Councillor Tintera moved, seconded by Councillor Coughenour, for adoption. Proposal No. 296, 1983, As Amended, was adopted on the following roll call vote; viz:

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

1 NAY: Page

2 NOT VOTING: Rader, Schneider

Proposal No. 296, 1983, As Amended, was retitled FISCAL ORDINANCE NO. 52, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating an additional Twenty-four Thousand Eight Hundred and Ninety-five dollars (\$24,895) in the County General Fund for purposes of the Marion County Recorder and reducing certain other appropriations for that Division and the Marion County Auditor.

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 (a)(6) of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of reinstatement of personnel deleted from 1983 Budget, and adjusts the personnel schedule.

SECTION 2. The sum of Twenty-four Thousand Eight Hundred and Ninety-five dollars (\$24,895) 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 RECORDER	COUNTY GENERAL FUND
1. Personal Services	\$16,475
2. Supplies	5,700
3. Other Services & Charges	<u>2,720</u>
Total Increase	<u>\$24,895</u>

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

MARION COUNTY RECORDER	COUNTY GENERAL FUND
3. Other Services & Charges	\$2,300
4. Capital Outlay	<u>3,100</u>
	<u>\$5,400</u>
MARION COUNTY AUDITOR	
1. Personal Services (Fringes)	<u>\$19,495</u>
Total Reduction	<u>\$24,895</u>

SECTION 5. Section 2.03 (a)(6) of City-County Fiscal Ordinance No. 65, 1982, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(a)(6) COUNTY RECORDER

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
<u>Fiscal Deputy Recorder</u>	<u>N 1</u> 1	<u>Ø 16,500</u> 29,352	<u>N 16,500</u> 29,352

Chief Deputy	1	22,940	22,940
Secretary II	1	12,045	12,045
Technicians	8	11,169	80,000
Statistical Typists	3	9,384	28,152
Technical Clerks	<u>17 9</u>	<u>11,220</u>	<u>75,000 97,440</u>
Records Deputy	1	12,805	12,805
U.C.C. Deputy	1	11,169	11,169
Temporary			4,555
<u>Vacancy Factor</u>			<u>(\$22,465)</u>
TOTAL	<u>23 26</u>		<u>278,018 292,493</u>

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

SPECIAL ORDERS, FINAL ADOPTION

PROPOSAL NO. 252, 1983. This proposal prohibits parking on a portion of Camden Road. Councillor Miller moved to postpone action on Proposal No. 252, 1983, until August 22, 1983, seconded by Councillor McGrath. Council consent was given.

PROPOSAL NO. 295, 1983. This proposal transfers \$750 for the Lawrence Township Assessor for an increase in office rent and the addition of a computer terminal. Councillor Tintera reported that the County and Townships Committee recommended to pass Proposal No. 295, 1983, by a vote of 5-0 on June 28, 1983. He moved, seconded by Councillor Coughenour, for adoption. Proposal No. 295, 1983, was adopted on the following roll call vote; viz:

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

NO NAYS

5 NOT VOTING: Brinkman, Dowden, Jones, Rader, Schneider

Proposal No. 295, 1983, was retitled **FISCAL ORDINANCE NO. 53, 1983**, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Seven Hundred Fifty dollars (\$750) in the County General Fund for purposes of the Lawrence Township Assessor and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (d)(4) of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of increase in office rent and addition of (1) computer terminal, and adjusts the personnel schedule.

SECTION 2. The sum of Seven Hundred Fifty dollars (\$750) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

LAWRENCE TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
3. Other Services & Charges	<u>\$750</u>
Total Increase	\$750

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

LAWRENCE TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
1. Personal Services	<u>\$750</u>
Total Reduction	\$750

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

(d)(4) LAWRENCE TOWNSHIP ASSESSOR

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Assessor	1	28,573	28,573
Chief Deputy	1	21,426	21,426
Deputies	7	20,773	68,340 <u>68,340</u>
Clerks	3	11,220	20,016 <u>19,816</u>
Temporary			8,384
TOTAL	12		141,289 <u>146,539</u>

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

PROPOSAL NO. 297, 1983. This proposal transfers \$30,000 for the Prosecutor's Child Support Division for a 1983 IRS Intercept Project, State Reimbursement and adjusts the personnel schedule. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 5-0 on June 23, 1983. Councillor West moved, seconded by Councillor Nickell, for adoption. Proposal No. 297, 1983, was adopted on the following roll call vote; viz:

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

3 NOT VOTING: Boyd, Jones, Rader

Proposal No. 297, 1983, was retitled FISCAL ORDINANCE NO. 54, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Thirty Thousand dollars (\$30,000) in the County General Fund for purposes of the Marion County Prosecutor's Child Support Division and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (b)(12) of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of 1983 IRS Intercept Project state reimbursement, and adjusts the personnel schedule.

SECTION 2. The sum of Thirty Thousand dollars (\$30,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY PROSECUTOR'S CHILD SUPPORT DIVISION	COUNTY GENERAL FUND
3. Other Services & Charges	<u>\$30,000</u>
Total Increase	<u>\$30,000</u>

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

MARION COUNTY PROSECUTOR'S CHILD SUPPORT DIVISION	COUNTY GENERAL FUND
1. Personal Services	<u>\$30,000</u>
Total Reduction	<u>\$30,000</u>

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

(b)(12) PROSECUTOR'S CHILD SUPPORT DIVISION

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Supervisor Professional	2	36,732	55,500
Administrative Super.	3	21,408	58,000
Deputy Prosecutors	3	33,092	68,500
Secretaries	20	15,500	200,000
Paralegals	22	17,870	249,000
Temporary			70,000 <u>40,000</u>
Vacancy Factor	—		<u>(79,466)</u>
TOTAL	50	\$21,534 <u>591,534</u>	

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

PROPOSAL NO. 298, 1983. This proposal transfers \$16,000 for Marion County Superior Court, Juvenile Division to complete the air conditioning system and adjusts the personnel schedule. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 5-0 on June 23, 1983. He said this transfer is needed to pay for the additional repairs which were not anticipated when the Juvenile Court and Juvenile Detention Center had received \$500,000 from a bond issue for major repairs to the air conditioning system. Councillor West moved, seconded by Councillor Hawkins, for adoption. Proposal No. 298, 1983, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Brinkman, Campbell, Clark, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
 NO NAYS
 2 NOT VOTING: *Cottingham, Rader*

Proposal No. 298, 1983, was retitled FISCAL ORDINANCE NO. 55, 1983, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1983

A FISCAL ORDINANCE amending the City-County Annual Budget for 1983 (City-County Fiscal Ordinance No. 65, 1982) transferring and appropriating Sixteen Thousand dollars (\$16,000) in the County General Fund for purposes of the Marion County Superior Court, Juvenile Division and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (b)(4) of the City-County Annual Budget for 1983, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of completing air conditioning system installed from the bond issue, and adjusts the personnel schedule.

SECTION 2. The sum of Sixteen Thousand dollars (\$16,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY SUPERIOR COURT JUVENILE DIVISION	COUNTY GENERAL FUND
3. Other Services & Charges	\$4,000
4. Capital Outlay	<u>12,000</u>
Total Increase	<u>\$16,000</u>

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

MARION COUNTY SUPERIOR COURT JUVENILE DIVISION	COUNTY GENERAL FUND
1. Personal Services	<u>\$16,000</u>
Total Reduction	<u>\$16,000</u>

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

(b)(4) JUVENILE DIVISION

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Judge	1	15,708	15,708
Administrators	2	33,607	61,620
Asst. Administrators	3	25,485	64,863
Managers	8	23,483	160,724
Asst. Managers	3	14,453	40,101
Secretaries	4	12,578	42,941
Clerk Typists	20	11,601	168,970
Full-time Referee	2	30,714	61,428
Part-time Referees	2	15,409	30,922
Court Reporters	6	19,880	131,447
Bailiffs	8	14,675	100,599
Probation	64	21,524	890,486
Professional Staff	4	26,764	95,593
Maintenance Staff	8	11,914	62,170
Jury Per Diem			8,160
Temporary			12,852
Vacancy Factor			(897,252) <u>(113,252)</u>
TOTAL	135	1,851,832	<u>1,835,332</u>

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

PROPOSAL NO. 324, 1983. Councillor Cottingham, being one of the dissenting voters on the previous motion in reference to Proposal No. 324, 1983, moved to reconsider Proposal No. 324, 1983, seconded by Councillor Brinkman. The President called for the vote and the motion to reconsider was adopted on the following roll call vote; viz:

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

After further discussion, Councillor Brinkman called for the question on the main motion to adopt Proposal No. 324, 1983. President SerVaas called for the vote and Proposal No. 324, 1983, was adopted on the following roll call vote; viz:

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

Proposal No. 324, 1983, was retitled SPECIAL ORDINANCE NO. 14, 1983, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 14, 1983

A SPECIAL RESOLUTION authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1983 (CES Associates Project)" in the aggregate principal amount of Eight Hundred Thousand Dollars (\$800,000) 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 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) which is now known as CES Associates, a partnership organized and existing under the laws of the State of Indiana (the "Company") and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on July 15, 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 the Company consisting of the acquisition, construction and equipping of a structure of approximately 7,000 square feet for the operation of a medical practice in the obstetrics and gynecology specialty and related services to be located on a tract of approximately 0.2 acres by Copher, Echt & Stone, M.D.'s Inc. at 8180 North Township Line Road, Indianapolis, Indiana, and the machinery and equipment to be installed therein plus certain site improvements (the "Project") 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 Promissory Note, 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 (CES Associates Project), and the Mortgage and Indenture of Trust and Guaranty Agreement by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

**BE IT ORDAINED 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 consisting of the acquisition, construction and equipping of a structure of approximately 7,000 square feet for the operation of a medical practice in the obstetrics and gynecology specialty and related services to be located on a tract of approximately 0.2 acres by Copher, Echt & Stone, M.D.'s Inc. at 8180 North Township Line Road, Indianapolis, Indiana, and the machinery and equipment to be installed therein plus certain site improvements (the "Project"), 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 CES Associates 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 CES 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 Series 1983 Promissory Note, Loan Agreement (collectively referred to as the "Financing Agreement" referred to in Indiana Code 36-7-12), the Mortgage and Indenture of Trust, Guaranty Agreement and the form of the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (CES

Associates Project) approved by the Indianapolis Economic Development Commission are hereby approved and all such documents 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 and the form of the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (CES Associates Project), and the Mortgage and Indenture of Trust, and the 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 Revenue Bonds, Series 1983 (CES Associates Project) in the aggregate principal amount of Eight Hundred Thousand Dollars (\$800,000) for the purpose of procuring funds to loan to CES Associates in order to finance the economic development facilities, heretofore referred to as the Project, which is 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 CES Associates on its Series 1983 Promissory Note in the principal amount of Eight Hundred Thousand Dollars (\$800,000) which will be executed and delivered by CES Associates 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 and Guaranty Agreement. 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, plus accrued interest, if any, and at a stated per annum rate of interest equal to sixty-five percent (65%) of the prime commercial lending rate established by Peoples Bank & Trust Company at its principal office from time to time but for all interest payments due and payable up to and including the interest payment due and payable on July 1, 1983, however, in no event shall the rate per annum exceed twelve percent (12%) per annum nor be less than six percent (6%) per annum, each change in such applicable rate to be effective on the date such change in said prime rate is established, provided, however, that if a Determination of Taxability (as defined in the Mortgage and Indenture of Trust) shall be made, the interest on the Bonds accruing from and after the date of such Determination of Taxability shall be payable at the per annum rate of interest equal to the prime commercial lending rate established by Peoples Bank & Trust Company at its principal office from time to time (which rate shall change from time to time effective with the change in the prime rate), however in no event shall the rate of interest exceed thirty percent (30%) per annum.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing Agreement and the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (CES Associates 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 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 also in the 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 holder of the Economic Development First Mortgage Revenue Bonds, Series 1983 (CES 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. 305, 1983. This proposal fixes the salaries to be paid to all elected and appointed officers and employees of the various townships in Marion County. Councillor Tintera reported that the County and Townships Committee recommended to amend and pass Proposal No. 305, 1983, by a vote of 5-0 on July 14, 1983. He moved, seconded by Councillor Miller, the following:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 305, 1983, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 305, 1983, Committee Recommendations".

Councillor Tintera

Council consent was given on the substitution. Councillor Miller called for the vote on the main motion, seconded by Councillor Borst. Councillor Brinkman, moved, seconded by Councillor Campbell, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 305, 1983, Committee Recommendations, Section 7, Pike Township for firefighters titled "Other Employees" as follows:

OTHER EMPLOYEES

		Amend To	Amend To
Fire Chief	1	33,100	33,100
Assistant Chief	1	31,439	31,439
Battalion Chiefs	3	25,550	76,650
Captain	2	24,038	48,076
Lieutenant	7	22,981	160,867
Chauffeurs	26	22,320	580,320
Probation	—	13,500	—
Private	21	20,187	423,927
SUBTOTAL			1,357,079
TOTAL			1,531,344

and Section 9, Washington Township for "Fire Department Personnel" as follows:

FIRE DEPARTMENT PERSONNEL

Fire Chief	1	31,439	31,439
Deputy Chief	1	27,363	27,363
Asst. Chief	4	25,550	102,200
Captain	10	24,038	240,380
Lieutenant	15	22,981	344,715
Chauffeurs	39	22,320	870,480
Privates	23	20,187	464,301
SUBTOTAL			2,174,400
TOTAL			2,343,259

Councillor Brinkman

Councillor Miller moved, seconded by Councillor Coughenour, the previous question. Councillor Brinkman's amendment was defeated on the following roll call vote; viz:

7 YEAS: *Boyd, Brinkman, Dowden, Holmes, Jones, Sawyers, Schneider*

19 NAYS: *Borst, Campbell, Clark, Cottingham, Coughenour, Durnil, Gilmer, Hawkins, Howard, McGrath, Miller, Nickell, Page, Rhodes, SerVaas, Stewart, Tintera, Vollmer, West*

3 NOT VOTING: *Journey, Rader, Strader*

Mr. John Ryan, Corporation Counsel, testified on the legality of the Committee's recommendation to reduce fourteen salaries to zero in the Center Township Trustee's Office, thereby, eliminating those positions. Mr. Pat Chavis, Attorney representing Center Township Trustee, stated that it would be their position to take this decision to court. After further discussion, Councillor Miller moved, seconded by Councillor Gilmer, the previous question. The President called for a vote to close off debate and it was adopted on the following roll call vote; viz:

18 YEAS: *Borst, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Holmes, Jones, McGrath, Miller, Nickell, Sawyers, Schneider, SerVaas, Stewart, Tintera, West*

6 NAYS: *Boyd, Brinkman, Campbell, Hawkins, Howard, Page*

5 NOT VOTING: *Journey, Rader, Rhodes, Strader, Vollmer*

The President called for the vote on Proposal No. 305, 1983, As Amended, and it was adopted on the following roll call vote; viz:

19 YEAS: *Borst, Brinkman, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Jones, McGrath, Miller, Nickell, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Tintera, West*

1 NOT VOTING: *Holmes*

9 NOT VOTING: *Boyd, Campbell, Hawkins, Howard, Journey, Page, Rader, Strader, Vollmer*

Proposal No. 305, 1983, As Amended, was retitled GENERAL ORDINANCE NO. 78, 1983, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 78, 1983

A GENERAL ORDINANCE fixing the salaries to be paid all elected and appointed officers and employees of the various townships in Marion County, Indiana, pursuant to IC 36-3-6-10.

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

SECTION 1. Authority Exercised. The maximum salaries to be paid all elected and appointed officers and employees of the various townships in Marion County, Indiana excluding constables, township assessors, and the deputies and employees of the township assessor, are hereby fixed at the amounts hereinafter stated in this ordinance pursuant to the authority and duty established by IC 36-6-6-10, each of which salaries is not more than the minimum salary provided by law.

SECTION 2. Center Township. The maximum salaries of the elected and appointed officers and employees of the Center Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	24,938	24,938
Township Clerk	1	17,586	17,586
Advisory Board Members	3	1,288	3,864
Clerk for Justice of the Peace Class II	2	11,499	22,998
Small Claims Court Clerk	1	10,496	10,496
Clerk for Justice of the Peace Class I	1	10,999	10,999
Judge for Small Claims Court	<u>1</u>	18,281	<u>18,281</u>
SUBTOTAL	10		109,162

POOR RELIEF PERSONNEL

Chief Supervisor	1	23,125	23,125
Suprs. of Investigators	3	16,857	50,571
Suprs. of Assistants	2	16,857	33,714
Asst. Supervisor	1	16,405	16,405
District Supervisor	0	0	0
Bookkeeper Supervisor	1	13,819	13,819
Super. of Domestic Fac.	1	13,484	13,484
Surveillance Supervisor	1	12,842	12,842
Gen. Maintenance Foreman	1	13,484	13,484
Personnel Specialist	1	13,819	13,819
Poor Relief Training Dir.	0	0	0
Coord. of Special Services	0	0	0
Staff Consultant I	0	0	0
Asst. Staff Consultant	0	0	0
Mental Health II	0	0	0
Mental Health I	0	0	0
Employment Specialist	0	0	0
Employment Specialist II	0	0	0
Employment Analyst	0	0	0
Bookkeeper, Rev. Sharing	1	13,819	13,819
Sr. Clerk-typist Rev. Sharing	1	13,819	13,819
Consumer Protec. Analyst	0	0	0
Abnormal Behavior Analyst	0	0	0
Housing Relocation Analyst	0	0	0
Investigators, V	9	13,819	124,371
Investigators, IV	6	13,591	81,546
Investigators, III	7	13,362	93,534
Special Investigators	3	13,819	41,457
Executive Secretaries	3	12,801	38,403
Legal Secretary II	1	12,374	12,374
Payroll Bookkeeper II	1	12,055	12,055
Statistical Clerks	3	11,062	33,186
Bookkeeper II	3	11,021	33,063

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Bookkeeping Machine Operator II	1	10,026	10,026
Bookkeeping Machine Operator I	2	9,072	18,144
PBX Operator	1	10,026	10,026
Sr. Accountant Clerk	3	11,451	34,353
Account Clerks	2	11,047	22,094
Senior Stenographers	8	11,069	88,552
Clerk-Typists, III	3	11,021	33,063
Technical Lead Clerk	13	11,604	150,852
Senior Clerks	18	11,062	199,116
Clerk II	5	10,779	53,895
Record File Clerks II	3	9,142	27,426
Record File Clerk I	2	8,342	16,684
Supply Specialist	1	12,374	12,374
Messenger	1	11,021	11,021
Security Personnel	3	10,026	30,078
Maintenance Asst. II	1	10,619	10,619
Maintenance I	2	10,026	20,052
Housekeeper Asst. II	1	9,202	9,202
Housekeeper I	2	8,690	17,380
Mechanical Technician	1	17,799	17,799
Receptionists	<u>6</u>	10,025	<u>60,150</u>
SUBTOTAL	129		1,541,796
TOTAL	139		1,650,958

SECTION 3. Decatur Township. The maximum salaries of the elected and appointed officers and employees of the Decatur Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	10,080	10,080
Township Clerk (part-time)	1	9,188	9,188
Advisory Board Members	3	700	2,100
Court Clerk (Chief)	1	12,495	12,495
Court Clerk	1	11,865	11,865
Judge for Small Claims Court	1	15,015	15,015
Clerk (part-time)	<u>1</u>	5,000	<u>5,000</u>
SUBTOTAL	9		65,743
POOR RELIEF PERSONNEL			
Supr. & Invest. (part-time)	1	9,765	9,765
Investigator (part-time)	<u>1</u>	1,100	<u>1,100</u>
SUBTOTAL	2		10,865
TOTAL	11		76,608

SECTION 4. Franklin Township. The maximum salaries of the elected and appointed officers and employees of the Franklin Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	3,600	3,600
Township Clerk (part-time)	1	2,000	2,000
Advisory Board Members	3	400	1,200

FIRE DEPARTMENT PERSONNEL

Chief of Township Fire Prevention Bureau	1	3,900	3,900
Clerk of Township Fire Prevention Bureau	1	520	520

POOR RELIEF PERSONNEL

Supervisor of Investigators (part-time)	<u>1</u>	1,800	<u>1,800</u>
TOTAL	8		13,020

SECTION 5. Lawrence Township. The maximum salaries of the elected and appointed officers and employees of the Lawrence Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	8,000	8,000
Township Clerk	1	9,336	9,336
Township Clerk (part-time)	1	2,040	2,040
Advisory Board Members	3	700	2,100
Small Claims Court Judge	1	14,541	14,541
Judge for Small Claims Court Pro-tem (\$25 a day)	1	500	500
Small Claims Court Clerks	<u>3</u>	9,997	<u>29,991</u>
SUBTOTAL	11		66,508

FIRE DEPARTMENT PERSONNEL

Chief	1	29,942	29,942
Captain	2	22,893	45,786
Lieutenant	3	21,887	65,661
Chauffer - Engr	10	21,257	212,570
Probation	6	13,500	81,000
Longevity		14,400	14,400
Compensation E.M.T. (\$500 X 27)		500	13,500
Holiday Pay		1,890	1,890
Part-time Compensation	<u> </u>	4,000	<u>4,000</u>
SUBTOTAL	22		468,749

POOR RELIEF PERSONNEL

Super. of Investigators	1	15,832	15,832
Investigators Clerk			
Temporary (part-time)	<u>varies</u>	16,601	<u>16,601</u>
SUBTOTAL	1		32,433
TOTAL	34		567,690

SECTION 6. Perry Township. The maximum salaries of the elected and appointed officers and employees of the Perry Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	16,275	16,275
Township Clerk	1	14,530	14,530
Advisory Board Members	3	1,290	3,870
Small Claims Court Clerks	3	13,816	41,448
Small Claims Court Judge	1	19,112	19,112
SUBTOTAL	9		95,235

FIRE DEPARTMENT PERSONNEL

Fire Administrator	1	22,515	22,515
Director of Maintenance	1	20,564	20,564
Secretary	1	14,530	14,530
Part-time Clerk Typist	1	5,200	5,200
Private	1	19,226	19,226
Civilian Dispatchers	4	10,500	42,000
Probation	9	13,500	121,500
Chauffeurs	26	21,257	552,682
Extra Comp. for Paramedics	(4)	1,500	6,000
Extra Comp. for EMT	(16)	300	4,800
Total Longevity		16,910	16,910
SUBTOTAL	44		825,927

POOR RELIEF PERSONNEL

Suprs. of Investigators	1	14,530	14,530
Investigators	1	14,530	14,530
SUBTOTAL	2		29,060

OTHER EMPLOYEES

Custodian of Twp. Office & Caretaker of Cemeteries	1	8,348	8,348
TOTAL	56		958,570

SECTION 7. Pike Township. The maximum salaries of the elected and appointed officers and employees of the Pike Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	12,600	12,600
Township Clerk	1	11,100	11,100
Advisory Board Members	3	600	1,800
Small Claims Court Judge	1	22,190	22,190
Office Manager	1	15,000	15,000
Clerks for Small Claims Court			
Clerk I	5	13,193	65,965
Clerk II	2	10,555	21,110
Clerk (part-time)	4	3,000	12,000
Longevity Pay for Court Employees		3,400	3,400
SUBTOTAL	18		165,165

POOR RELIEF PERSONNEL

Investigator/Bookkeeper	1	9,100	9,100
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OTHER EMPLOYEES

Fire Chief	1	31,524	31,524
Assistant Chief	1	29,942	29,942
Battalion Chiefs	3	24,333	72,999
Captain	2	22,893	45,786
Lieutenants	7	21,887	153,209
Chauffeurs	26	21,257	552,682
Probation	--	13,500	--
Private	21	19,226	403,746
Longevity			<u>2,700</u>
SUBTOTAL	61		1,292,588
TOTAL	80		1,466,853

SECTION 8. Warren Township. The maximum salaries of the elected and appointed officers and employees of the Warren Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	12,705	12,705
Township Admin. Asst.	1	15,000	15,000
Senior Township Clerk	1	11,728	11,728
Advisory Board Members	3	1,290	3,870
Small Claims Court Judge	1	21,000	21,000
Small Claims Court Office Manager	1	14,425	14,425
Small Claims Court Senior Clerk	1	11,728	11,728
Small Claims Court Clerk I	2	11,500	23,000
Small Claims Court Clerk II	1	11,300	11,300
Small Claims Court Clerk III	<u>1</u>	8,400	<u>8,400</u>
SUBTOTAL	13		133,156

FIRE DEPARTMENT PERSONNEL

First Class Firefighter	27	21,300	575,100
Probation	3	13,500	40,500
Fire Dept. Office Manager	1	13,488	13,488
Fire Dept Mechanic	1	19,000	19,000
Secretary-Clerk for Fire Prevention Office	1	11,727	11,727
Secretary-Bookkeeper Pension Fund (part-time)	<u>1</u>	800	<u>800</u>
SUBTOTAL	34		660,615

POOR RELIEF PERSONNEL

Supervisor of Invest.	1	15,000	15,000
Investigator	<u>1</u>	13,570	<u>13,570</u>
SUBTOTAL	2		28,570
TOTAL	49		822,341

SECTION 9. Washington Township. The maximum salaries of the elected and appointed officers and employees of the Washington Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	16,800	16,800
Township Administrator	1	14,074	14,074
Advisory Board Members	3	1,290	3,870
Clerk Class I	1	11,142	11,142
Small Claims Court Clerks	2	11,142	22,284
Small Claims Sr. Court Clerk	1	12,317	12,317
Part-time Clerk for Small Claims Court		5,395	5,395
Small Claims Court Judge	<u>1</u>	18,764	<u>18,764</u>
SUBTOTAL	10		104,646
FIRE DEPARTMENT PERSONNEL			
Fire Chief	1	29,942	29,942
Deputy Chief	1	26,060	26,060
Asst. Chief	4	24,333	97,332
Captain	10	22,893	228,930
Lieutenant	15	21,887	328,305
Chauffeurs	39	21,257	829,023
Privates	23	19,226	442,198
Probationary	0	13,500	0
Secretary	1	11,142	11,142
Extra Comp. for Param.	(19)	1,500	28,500
Total Year Longevity		40,000	40,000
Paid Holidays (7 at \$30 for 28 employees)		5,880	5,880
Part-time Compensation	<u> </u>	8,000	<u>8,000</u>
SUBTOTAL	94		2,075,312
POOR RELIEF PERSONNEL			
Suprs. of Investigators	1	14,074	14,074
Investigators (full-time)	4	11,142	44,568
Investigators (part-time)	<u> </u>	5,571	<u>5,571</u>
SUBTOTAL	5		64,213
TOTAL	109		2,244,171

SECTION 10. Wayne Township. The maximum salaries of the elected and appointed officers and employees of the Wayne Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1984, and ending December 31, 1984, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	17,850	17,850
Office Manager	1	15,850	15,850
Advisory Board Members	3	1,290	3,870
Small Claims Court Clerk	1	12,600	12,600
Small Claims Court Judge	1	17,006	17,006

Small Claims Court Office Manager	1	14,789	14,789
Small Claims Court Clerk (part-time)	<u>1</u>	5,355	<u>5,355</u>
SUBTOTAL	9		87,320

POOR RELIEF PERSONNEL

Suprs. of Investigators	1	15,850	15,850
Investigators	4	13,856	55,424
Investigator - Clerk	<u>1</u>	10,400	<u>10,400</u>
SUBTOTAL	6		81,674

OTHER EMPLOYEES

Groundskeeper - Cemetery	1	9,385	9,385
Groundskeeper (part-time)	<u>2</u>	2,300	<u>4,600</u>
SUBTOTAL	3		13,985
TOTAL	18		182,979

SECTION 11. The Clerk of the Council is directed to certify a copy of the salaries fixed by this ordinance to the Trustee of the respective townships within three (3) days after adoption of this ordinance.

PROPOSAL NO. 1, 1983. This proposal establishes three separate panels within license review board. Councillor Dowden reported that this proposal had been heard and recommended for passage by the Administration Committee by a vote of 7-0 on January 26, 1983 and held in Council since January 31, 1983. Councillor Dowden moved, seconded by Councillor McGrath, for adoption. Proposal No. 1, 1983, was adopted on the following roll call vote; viz:

19 YEAS: *Borst, Clark, Coughenour, Dowden, Gilmer, Holmes, Jones, Journey, McGrath, Miller, Page, Rhodes, Sawyers, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer*

3 NAYS: *Boyd, Durnil, Nickell*

6 NOT VOTING: *Brinkman, Cottingham, Hawkins, Howard, Rader, West*

Proposal No. 1, 1983, was retitled GENERAL ORDINANCE NO. 79, 1983, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1983

A GENERAL ORDINANCE to amend the "Code of Indianapolis and Marion County, Indiana", by amending Sections 17-63, 17-64, 17-66, 17-67 and 17-68(b) and (c) which deal with the license review board.

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


ANNOUNCEMENTS AND ADJOURNMENT

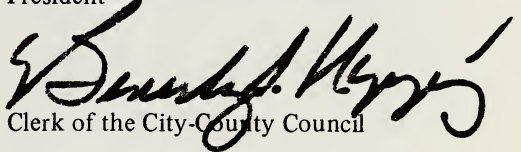
There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:40 p.m.

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 18th day of July, 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)