

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, July 28, 1980**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building, at 7:20 p.m. President SerVaas in the Chair. Councillor Paula M. Parker opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

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

PRESENT: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mrs. Coughenour, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

ABSENT: Mr. Campbell, Mr. Page

CORRECTION OF JOURNAL

The Chair called for additions or corrections to the Journal of July 7, 1980. There being no additions or corrections, the minutes of July 7, 1980, were approved, as distributed.

OFFICIAL COMMUNICATIONS

President SerVaas 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 OF 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 28, 1980, 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 OF 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 17, 1980, and July 24, 1980, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 316, and 332, 1980 and NOTICE OF PUBLIC HEARING ON ZONING , Proposal No. 330, 1980 to be held on Monday, July 28, 1980 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. 65, 1980, amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional seven hundred twenty-seven thousand eight hundred four dollars in the Redevelopment General Fund for purposes of Metropolitan Development, Economic and Housing Development and reducing the unappropriated and unencumbered balance in the Redevelopment General Fund.

FISCAL ORDINANCE NO. 66, 1980, amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional seven hundred fifty-four thousand three hundred four dollars in the Community Services Program Fund for purposes of Metropolitan Development, Community Development Fund and reducing the unappropriated and unencumbered balance in the Community Services Program Fund.

FISCAL ORDINANCE NO. 67, 1980, amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Prosecutor's Office.

GENERAL ORDINANCE NO. 35, 1980, amending the Code of Indianapolis and Marion County, Indiana, restricting the consumption of foodstuff or liquids on buses owned by I.P.T.C. and fixing a time when the same shall take effect.

SPECIAL ORDINANCE NO. 8, 1980, authorizing the City of Indianapolis to issue its "Economic Development Revenue Notes, Series 1980 (One North Capital Company Project)," in the aggregate principal amount of ten million dollars and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 9, 1980, authorizing the City of Indianapolis to issue its "Economic Development Revenue Notes, Series 1980 (Two West Washington Associates Project)," in the aggregate principal amount of eight million dollars and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 10, 1980, authorizing the City of Indianapolis to issue its "Economic Development Mortgage Revenue Bonds, Series 1980 (Irvin Green - Metropolitan, Inc., Project)," in the aggregate principal amount of two million one hundred thousand dollars and approving and authorizing other actions in respect thereto.

GENERAL RESOLUTION NO. 3, 1980, modifying the operating budget of the Capital Improvement Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 11, 1979.

COUNCIL RESOLUTION NO. 32, 1980, directing the Sheriff of Marion County to employ an alternative to detention for certain Marion County Jail inmates.

SPECIAL RESOLUTION NO. 47, 1980, commending the Riverside Civic Association.

SPECIAL RESOLUTION NO. 48, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed pollution control bonds.

SPECIAL RESOLUTION NO. 49, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 50, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 51, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 52, 1980, rendering advice to the Hospital Authority of Marion County regarding financing for Sisters of St. Francis Health Services, Inc.

SPECIAL RESOLUTION NO. 53, 1980, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

The Mayor of the City of Indianapolis, William H. Hudnut, III, and Mr. Harry Eakin, County Auditor, presented their respective budgets to the Councillors for introduction. Mayor Hudnut, with the use of charts, spoke briefly of the general state of the city and county.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 348, 1980. Councillor Glenn Howard, sponsor, read the proposal

commending Mr. Robert Turner and the Silver Hearts Gospel Singers. Mr. Howard moved for adoption, seconded by Councillor Journey. The proposal was then adopted by unanimous voice vote. Two members of the group were present to accept the resolution which was presented on behalf of the council, by President SerVaas and Councillor Howard. Proposal No. 348, 1980, was retitled SPECIAL RESOLUTION NO. 54, 1980, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 54, 1980

A SPECIAL RESOLUTION commending Mr. Robert Turner and the Silver Hearts Gospel Singers.

WHEREAS, Mr. Robert Turner is the Director of the Silver Hearts Gospel Singers; and

WHEREAS, the Silver Hearts are celebrating their 20th Anniversary; and,

WHEREAS, the Silver Hearts have achieved national acclaim for their excellent rendition of gospel music in churches and concerts; and,

WHEREAS, the Silver Hearts have devoted time to singing in hospitals, prisons, homes for the elderly and wherever the least fortunate can be found; 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 of the City of Indianapolis and of Marion County commends Mr. Robert Turner and the Silver Hearts Gospel Singers on their 20th Anniversary and extends best wishes for their continued success.

SECTION 2. The Mayor of the City of Indianapolis and Marion County, Indiana, is invited to join with us in this recognition of Mr. Robert Turner and the Silver Hearts Gospel Singers by affixing his signature hereto.

PROPOSAL NO. 378, 1980. Councillors Coughenour and Vollmer co-sponsored this proposal congratulating St. Francis Hospital Center on the opening of its Mental Health Services Department. Mrs. Coughenour read the proposal, and moved for adoption, seconded by Councillor Gilmer. The proposal was then adopted by unanimous voice vote. Representing St. Francis Hospital Center, was Mr. John Davis who accepted the resolution on behalf of the entire hospital. The proposal was retitled SPECIAL RESOLUTION NO. 55, 1980, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 55, 1980

A SPECIAL RESOLUTION congratulating St. Francis Hospital Center on the opening of its Mental Health Services Department.

WHEREAS, The President's Commission on Mental Health has indicated that nearly one out of ten Americans may suffer from some form of mental illness at some point in their lives; and,

WHEREAS, Many of these problems can be treated on an out-patient basis or through short-term hospitalization; and,

WHEREAS, The St. Francis Hospital Center, recognizing the need for a facility to serve the mental health needs of the southside community, has recently opened its Mental Health Services Department to treat persons with a recognized need for mental health care; now, therefore:

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

SECTION 1. The Council commends the St. Francis Hospital Center for its commitment to community service, most recently evidenced by its planning for and operation of the Mental Health Services Department.

SECTION 2. The Mayor is invited to join in this official commendation of the St. Francis Hospital Center by affixing his signature hereto.

[Clerk's Note: At this time, President SerVaas requested, that due to public interest, Proposal Nos. 317 and 316, 1980 be heard at this time, consent of the Council was given.]

PROPOSAL NO. 317, 1980. Councillor Schneider reported for the County & Townships Committee that this proposal fixes the salaries to be paid all elected and appointed officers and employees of the various townships in Marion County. The proposal received a "do pass as amended" recommendation from the committee by a vote of 3-1-1. Councillor Howard moved, seconded by Councillor Boyd, the following, amendment:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 317, 1980, by deleting the introduced version and substituting therefore, the proposal entitled: "Proposal No. 317, 1980, Committee Recommendations."

Councillor Howard

The motion to amend Proposal No. 317, 1980, was adopted by voice vote. During discussion, Councillor Rhodes moved, seconded by Councillor Cottingham, to further amend the proposal by deleting the committee recommendations and substituting in lieu thereof, the proposal entitled: "Proposal No. 317, 1980, As Amended (7/28/80) II", a copy of which was distributed on the council floor. After further discussion on the motion, Proposal No. 317, 1980, Committee Recommendations, was further amended on the following roll call vote; viz:

17 AYES: Dr. Borst, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. West

9 NOES: Mr. Boyd, Mrs. Brinkman, Mr. Dowden, Mr. Hawkins, Mr. Howard, Mr. Schneider, Mr. Strader, Mr. Tintera, Mr. Vollmer
 3 NOT VOTING: Mr. Campbell, Mrs. Journey, Mr. Page

After discussion of the evaluations of the township personnel, Proposal No. 317, 1980, As Amended (7/28/80) II", was adopted on the following roll call vote; viz:

17 AYES: Dr. Borst, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. West
 9 NOES: Mr. Boyd, Mrs. Brinkman, Mr. Dowden, Mr. Hawkins, Mr. Howard, Mr. Schneider, Mr. Strader, Mr. Tintera, Mr. Vollmer
 3 NOT VOTING: Mr. Campbell, Mrs. Journey, Mr. Page

Proposal No. 317, 1980, As Amended (7/28/80) II, was retitled GENERAL ORDINANCE NO. 36, 1980, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1980

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 17-4-28.

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 17-4-28, 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, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	22,750	22,750
Township Clerk	1	14,984	14,984
Advisory Board Members	3	1,100	3,300
Clerk for Justice of the Peace Class II Small Claims	2	9,805	19,610
Court Clerk (CETA)	1	8,950	8,950

Clerk for Justice of the Peace Class I	2	9,379	18,758
Judge for Small Claims Court	<u>1</u>	15,900	15,900
SUB-TOTAL	11		<u>104,252</u>

POOR RELIEF PERSONNEL

Chief Supervisor	1	17,844	17,844
Suprs. of Investigators	3	13,008	39,024
Suprs. of Assistants	2	13,008	26,016
Asst. Supervisor	1	11,989	11,989
District Supervisor	1	11,989	11,989
Employment Analyst	1	11,638	11,638
Consumer Protection Analyst	1	11,638	11,638
Abnormal Behavior Analyst	1	11,638	11,638
Housing Relocation Analyst	1	11,638	11,638
Investigators, V Class	10	11,054	110,540
Investigators, IV Class	6	10,859	65,154
Investigators, III Class	7	10,664	74,648
Executive Secretaries	3	9,878	29,634
Bookkeeper Supervisor	1	11,307	11,307
Bookkeeper II	3	8,525	25,575
Payroll Bookkeeper II	1	9,303	9,303
Payroll Bookkeeper	1	8,525	8,525
Sr. Accountant Clerk	3	8,836	26,508
Account Clerks	2	8,525	17,050
Bookkeeping Machine Operator II	2	8,215	16,430
Bookkeeping Machine Operator I	2	7,736	15,472
Senior Stenographers	8	8,541	68,328
Senior Clerks	20	8,536	170,720
Technical Clerk- Typists	13	8,954	116,402
Clerk-Typists, III Class	3	8,504	25,512
Clerk-typists	4	8,078	32,312
Stock Clerk	1	9,550	9,550
Messenger	1	8,504	8,504
Receptionists	6	7,736	46,416
Record File Clerks, II Class	6	7,487	44,922
Record File Clerk I	2	7,113	14,226
Clerks	5	7,684	38,420
Staff Consultant I	1	15,304	15,304
Asst. Staff Consultant	1	13,452	13,452
Mental Health II	1	12,901	12,901
Mental I	1	11,989	11,989
Personnel Specialist	1	11,638	11,638
Employment Specialist	2	10,664	21,328
Bookkeeper, Rev. Sharing	1	11,750	11,750
Sr. Clerk-typist Rev. Sharing	1	10,339	10,339
Special Investigators II	2	11,384	22,768
Poor Relief Training Director	1	13,452	13,452
Legal Secretary	1	9,550	9,550
Coordinator of Special Services	1	11,989	11,989
SUB-TOTAL	<u>136</u>		<u>1,305,332</u>

CETA PERSONNEL — POOR RELIEF			
Legal Secretary	1	9,113	9,113
Investigator II	5	10,177	50,885
Investigator I	3	9,728	29,184
Bookkeeper I	1	8,136	8,136
Technical Clerk Typist III	2	8,545	17,090
Clerk-typists III	5	7,629	38,145
Clerk II	5	7,389	36,945
Record File Clerk II	2	7,145	14,290
Bookkeeping Machine Operator II	2	7,840	15,680
SUB-TOTAL	<u>26</u>		<u>219,469</u>

CETA PERSONNEL — MAINTENANCE—SECURITY			
Housekeeping Supervisor	1	10,950	10,950
Maintenance Supervisor	1	10,950	10,950
Maintenance Men	6	8,550	51,300
Housekeepers	6	7,410	44,460
Security Personnel	4	8,550	34,200
Secretaries	1	7,524	7,524
SUB-TOTAL	<u>19</u>		<u>159,384</u>

ANTI-RECESSION FUND EMPLOYEES			
Housekeeping Supervisor	1	11,498	11,498
Maintenance Supervisor	1	11,498	11,498
Housekeeper	1	7,847	7,847
Maintenance	1	9,055	9,055
Mechanical Technician	1	15,177	15,177
SUB-TOTAL	<u>5</u>		<u>55,075</u>
TOTAL	<u>197</u>		<u>1,843,512</u>

SECTION 3. Decatur Township. The maximum salaries of the elected and appointed officers and employees of Decatur Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	8,800	8,800
Township Clerk	1	6,570	6,570
Advisory Board Members	3	600	1,800
Court Clerk (Chief)	1	9,308	9,308
Court Clerk	1	8,760	8,760
Judge for Small Claims Court	1	13,140	13,140

POOR RELIEF PERSONNEL			
Supr. & Investigator	<u>1</u>	6,500	<u>6,500</u>
TOTAL	<u>9</u>		<u>54,878</u>

SECTION 4. Franklin Township. The maximum salaries of the elected and appointed officers and employees of Franklin Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	\$2,400	\$2,400
Township Clerk (Part time)	1	1,200	1,200
Advisory Board Members	3	250	750

FIRE DEPARTMENT PERSONNEL

Chief of Township Fire Prevention Bureau	1	\$4,680	\$4,680
Clerk of Township Fire Prevention Bureau	1	520	520

POOR RELIEF PERSONNEL

Supervisor of Investigators (Part time)	<u>1</u>	1,440	1,440
TOTAL	<u>8</u>		<u>\$10,990</u>

SECTION 5. Lawrence Township. The maximum salaries of the elected and appointed officers and employee of Lawrence Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	7,000	7,000
Township Clerk	1	7,600	7,600
Township Clerk Part Time	1	2,000	2,000
Advisory Board Members	3	700	2,100
Judge for Small Claims Court	1	13,020	13,020
Judge for Small Claims Court Pro-tem (\$25 a day)		250	250
Clerk for Small Claims Court	3	8,138	24,414
FIRE DEPARTMENT PERSONNEL			
Head Firefighter	1	17,000	17,000
Master Firefighter	7	15,950	111,650

POOR RELIEF PERSONNEL

Supervisor of Investigators	1	11,498	11,498
Investigator Clerk Temporary			14,000

OTHER EMPLOYEES

Coordinator of Township Fire Prev. Bureau & Training	1	17,600	17,600
Part-time Clerk for Fire Prev. Bureau	<u>1</u>	1,800	<u>1,800</u>
TOTAL	<u>21</u>		<u>229,932</u>

SECTION 6. Perry Township. The maximum salaries of the elected and appointed officers and employees of Perry Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	14,500	14,500
Township Clerk	1	11,498	11,498
Advisory Board Members	3	1,100	3,300
Clerk for Small Claims Court	3	10,932	32,796
Judge for Small Claims Court	1	16,622	16,622

FIRE DEPARTMENT PERSONNEL			
Fire Administrator	1	18,729	18,729
Director of Maintenance	1	17,310	17,310
Secretary	1	10,457	10,457
Private	1	14,963	14,963
Private - First Class	2	15,636	31,272
Chauffeurs	24	16,310	391,440
Extra Compensation for Paramedics	4	1,500	6,000
Extra Compensation for EMT	(10)	300	3,000
Total Longevity		12,100	12,100
POOR RELIEF PERSONNEL			
Suprs. of Investigators	1	11,498	11,498
Investigators	1	11,498	11,498
OTHER EMPLOYEES			
Custodian of Twp. Office & Caretaker of Cemeteries	<u>1</u>	6,605	<u>6,605</u>
TOTAL	42		613,588

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, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	8,800	8,800
Township Clerk	1	8,322	8,322
Advisory Board Members	3	500	1,500
Small Claims Court Judge	1	18,922	18,922
Office Supervisor	1	12,067	12,067
Clerks for Small Claims Court			
Clerk I	4	11,250	45,000
Clerk II	1	9,000	9,000
Clerk III	1	8,278	8,278
Clerk (part time)	2	2,000	4,000
Longevity Pay for Court Employees		2,400	2,400
POOR RELIEF PERSONNEL			
Investigators	1	7,403	7,403
OTHER EMPLOYEES			
Lieutenants	4	17,816	71,264
Chauffeurs	6	17,241	103,446
Probation	6	12,199	73,194
Private	3	15,386	46,153
Longevity		600	600
TOTAL	35		420,349

SECTION 8. Warren Township. The maximum salaries of the elected and appointed officers and employees of Warren Township, Marion County, Indiana, for the calendar year beginning January 1, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	10,050	10,050
Township Clerk-Secretary, Bookkeeper, Investigator	1	9,743	9,743
Advisory Board Members	3	625	1,875
Clerk Supervisor for Small Claims Court	1	9,743	9,743
Secretaries for Small Claims Court	3	8,982	26,946
Judge for Small Claims Court	1	15,768	15,768
Clerk-Secretary for Small Claims Court (part-time)	1	3,800	3,800
FIRE DEPARTMENT PERSONNEL			
First Class Firemen	27	17,300	467,100
Clerk Supervisor Fire Prev. Office	1	9,743	9,743
Secretary-Clerk for Fire Prevention Office	1	8,267	8,267
Secretary-Bookkeeper Pension Fund (part-time)	1	500	500
POOR RELIEF PERSONNEL			
Investigator, Bkpr., Typist	2	9,076	18,152
TOTAL	43		581,687

SECTION 9. Washington Township. The maximum salaries of the elected and appointed officers and employees of Washington Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	13,625	13,625
Township Clerk	1	11,498	11,498
Advisory Board Members	3	1,100	3,300
Clerks for Small Claims Court	3	9,432	28,296
Part-time Clerk-typist for Small Claims Court		4,600	4,600
Judge for Small Claims Court	1	16,000	16,000
FIRE DEPARTMENT PERSONNEL			
Fire Chief	1	21,957	21,957
Asst. Chief	4	20,050	80,200
Captain	5	18,735	93,675
Lieutenant	11	17,816	195,976

Chauffeurs	27	17,241	465,507
Privates	8	15,386	123,088
Probationary	4	12,199	48,796
Mechanic	1	16,500	16,500
Secretary	1	9,432	9,432
Extra Compensation for Paramedics	(13)	750	9,750
Total Year Longevity		30,600	30,600
Paid Holidays (6 at \$30 for 18 men)		3,240	3,240
POOR RELIEF PERSONNEL			
Suprs. of Investigators	1	10,950	10,950
Investigators (full time)	4	9,308	37,232
Investigators (Part time)		4,750	4,750
TOTAL	<u>76</u>		<u>1,228,972</u>

SECTION 10. Wayne Township. The maximum salaries of the elected and appointed officers and employees of Wayne Township, Marion County, Indiana, for the calendar and fiscal year beginning January 1, 1981, and ending December 31, 1981, are fixed as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	15,050	15,050
Township Clerk	1	11,498	11,498
Advisory Board Members	3	1,100	3,300
Clerks for Small Claims Court	3	9,308	27,924
Judge for Small Claims Court	1	15,878	15,878
POOR RELIEF PERSONNEL			
Suprs. of Investigators	1	11,498	11,498
Investigators	3	9,308	27,924
OTHER EMPLOYEES			
Cemetery Caretaker	1	6,680	6,680
TOTAL	<u>14</u>		<u>119,752</u>

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

PROPOSAL NO. 316, 1980. Councillor Miller reported for the Administration Committee that this proposal appropriates additional monies in the City General Fund for purposes of the Department of Administration, Community Services Division, for the continued operation of the Multi-service and Senior Centers; it received a "do pass" recommendation from the Administration Committee. The funding will be in part from Title XX funds and matched by the City. The Council recessed to a Committee of the Whole for public hearing at 8:53 p.m. and reconvened at 8:54 p.m. After further discussion, Proposal No. 316, 1980, was adopted on the following roll call vote; viz:

19 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer,

8 NOES: Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil,
 Mr. McGrath, Mr. Schneider, Mrs. Stewart
 2 NOT VOTING: Mr. Campbell, Mr. Page

Proposal No. 316, 1980, was retitled FISCAL ORDINANCE NO. 68, 1980,
 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional One Hundred ninety-five thousand seven hundred five dollars (\$195,705) in the City General Fund for purposes of the Department of Administration, Community Services and reducing certain other appropriations for the Department of Administration, Community Services Division and 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 1980, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of appropriating Title XX funds for the operation of Multi-Service Centers and Senior Citizens Centers.

SECTION 2. The sum of One hundred ninety-five thousand seven hundred five dollars (\$195,705) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

ADMINISTRATION, COMMUNITY SERVICES	CITY GENERAL FUND
10. Personal Services	8,811
21. Contractual Services	184,407
24. Current Charges	330
25. Current Obligations	1,157
50. Properties	<u>1,000</u>
TOTAL INCREASES	\$195,705

SECTION 4. The said additional appropriations are funded by the following reductions: ADMINISTRATION, COMMUNITY SERVICES CITY GENERAL FUND

Unappropriated and Unencumbered	
City General Fund	<u>\$195,705</u>
TOTAL REDUCTIONS	\$195,705

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 351, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional Twelve thousand two hundred dollars (\$12,200) in the Redevelopment General Fund for purposes of Metropolitan Development, Economic and Housing Development and reducing the

unappropriated and unencumbered balance in the Redevelopment General Fund"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 352, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the City-County General Ordinance No. 83, 1979, authorizing changes in the personnel compensation schedule of the Center Township Trustee's office"; and the President referred it to the County & Townships Committee.

PROPOSAL NO. 353, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) transferring and appropriating Two hundred dollars (\$200) in the County General Fund for purposes of the Perry Township Assessor and reducing certain other appropriations for that division"; and the President referred it to the County & Townships Committee.

PROPOSAL NO. 354, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending City-County General Ordinance No. 83, 1979, authorizing changes in the personnel schedule of the Pike Township Trustee's office"; and the President referred it to the County & Townships Committee.

PROPOSAL NO. 355, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) transferring and appropriating one thousand dollars (\$1,000) in the County General Fund for purposes of the Lawrence Township Assessor and reducing certain other appropriations for that division"; and the President referred it to the County & Townships Committee.

PROPOSAL NO. 356, 1980. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 357, 1980. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operation and maintenance budget and tax levies of the

Health and Hospital Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1981, and ending December 31, 1981, and fixing a time when this resolution shall take effect"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 358, 1980. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operation budget of the Capital Improvements Board of Managers of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Board of Managers for the fiscal year beginning January 1, 1981, and ending December 31, 1981, and fixing a time when this resolution shall take effect"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 359, 1980. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operation and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Library Board for the fiscal year beginning January 1, 1981, and ending December 31, 1981"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 360, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional twelve thousand two hundred dollars (\$12,200) in the Community Services Program Fund for purposes of Metropolitan Development, Community Development and reducing the unappropriated and unencumbered balance in the Community Service Program Fund"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 361, 1980. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional One hundred sixteen thousand dollars (\$116,000) in the City General Fund for purposes of the Administration

Division, Department of Public Works and reducing the unappropriated and unencumbered balance in the City General Fund"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 362, 1980. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) transferring and appropriating One hundred forty-five thousand dollars (\$145,000) in the County General Fund for purposes of the Marion County Sheriff and reducing certain other appropriations for that division"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 363, 1980. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) transferring and appropriating One hundred twenty-five thousand dollars (\$125,000) in the County General Fund for purposes of the Marion County Sheriff and reducing certain other appropriations for that division"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 364, 1980. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) authorizing changes in the personnel compensation schedule (Section 2.03) of the County Sheriff's office"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 365, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance prohibiting parking on a portion of Blake Street, (Amends Code Section 29-267)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 366, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Chapter 29 of the 'Code of Indianapolis and Marion County, Indiana', Section 29-283, Parking Meter Zones Designated"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 367, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the 'Code of Indianapolis and Marion County, Indiana' removing parking meters on certain streets, (Amends Code Section 29-283)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 368, 1980. Introduced by Councillor Nickell. The Clerk read the proposal entitled: "A Proposal for a General Ordinance establishing intersection controls at certain intersections (Amends Code Section 29-92)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 369, 1980. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending Chapter 29 of the 'Code of Indianapolis and Marion County, Indiana' specifically Section 29-271 on portions of Alabama and Delaware Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 370, 1980. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance adopting the City-County Annual Budget of 1981, appropriating amounts necessary to defray expenses for the operation of every facet of government of the Consolidated City of Indianapolis and of Marion County, for the calendar and fiscal year beginning January 1, 1981, and ending December 31, 1981, establishing the method of financing such expenses by allocating anticipated revenues and expenses, and establishing salaries, wages, and compensation rates and limitations with respect to certain employees of the City and County"; and the President referred it to the Various Committees of the Council.

PROPOSAL NOS. 371-374, 1980. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Development Commission on July 17, 1980"; and the President referred them to the Committee of the Whole to be heard under Final Adoption.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 375, 1980. Councillor Howard moved, seconded by Councillor Boyd, that the Council Rules on Preparation, Initiation, and Introduction, be suspended and Proposal No. 375, 1980, be introduced, although not timely submitted under the Rules. A roll call vote was then taken on the motion to suspend the Rules. The motion passed on the following roll call vote; viz:

21 AYES: *Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Schneider, Mr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*
5 NOES: *Mr. Durnil, Mr. Gilmer, Mr. Jones, Mr. Rhodes, Mrs. Stewart*
3 NOT VOTING: *Mr. Campbell, Mr. Dowden, Mr. Page*

The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional five hundred thirty thousand, one hundred eighty-five dollars (\$530,185) in the County Welfare Fund for purposes of the Welfare Department and reducing the unappropriated and unencumbered balance in the County Welfare Fund"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 376, 1980. Councillor Rhodes requested that this proposal be introduced although not timely submitted under the Rules. Council consent was given. Mr. Rhodes read the Special Resolution supporting Congressman Dan Quayle's Congressional Resolution opposing federal gasoline rationing. After discussion, a voice vote was taken after which, Councillor Boyd called for a "Division of House". Proposal No. 376, 1980, was adopted on the following roll call vote; viz:

21 AYES: *Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Vollmer, Mr. West*
5 NOES: *Mr. Boyd, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Tintera*
3 NOT VOTING: *Mr. Campbell, Mr. Page, Mr. Rader*

Proposal No. 376, 1980, was then retitled SPECIAL RESOLUTION NO. 57, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 57, 1980

A SPECIAL RESOLUTION supporting Congressman Dan Quayle's Congressional Resolution opposing federal gasoline rationing.

WHEREAS, The Carter Administration has evidenced its inability to deal with this country's energy problems by submitting to Congress a cumbersome, complicated and expensive gasoline rationing plan; and

WHEREAS, The plan proposes to create a massive new federal, state, and local gas rationing bureaucracy as well as a new "gasoline currency", complete with checking accounts; and

WHEREAS, The Department of Energy's report on the proposal estimates that the program would cost \$2 billion annually to administer, in addition to an initial \$103 million for printing coupons and other preparations; and,

WHEREAS, This cost would be borne by U.S. taxpayers, through an additional 2-5 cents per gallon tax on gasoline; and

WHEREAS, The proposed gasoline rationing plan would be counterproductive to our energy efforts by channeling the time, money, energy and talents of the American people into a scheme which would not produce one barrel of oil, but rather would grant the Federal government increased authority to distribute, at its discretion, the wealth and resources of this nation; and

WHEREAS, Congressman Dan Quayle has introduced a resolution before the U.S. House of Representatives opposing the Carter Administration's gasoline rationing plan: now, therefore:

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

SECTION 1. The Council supports and commends Representative Dan Quayle's stand against federal gasoline rationing.

SECTION 2. The Council urges its representatives in the U.S. Congress to work with Representative Quayle to affect a swift defeat of this federal boondogle of gasoline rationing.

PROPOSAL NO. 377, 1980. Councillor Parker moved that this proposal be introduced, although not timely submitted under the Rules of the Council. Council consent was given. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1981, and ending December 31, 1981, and fixing a time when this resolution shall take effect"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 378, 1980. This proposal was adopted under "Presentations of Petitions, Memorials, Special Resolutions and Council Resolutions".

PROPOSAL NO. 379, 1980. Council consent was given for this proposal to be introduced. This proposal was introduced and read by Councillor Rhodes, entitled: "A Proposal for a Special Resolution commending the City of Detroit, Michigan".

After discussion, Councillor Boyd moved, seconded by Councillor Howard to amend the proposal by adding the words " and commending Colman Young, the Democrat Mayor". The motion failed on the following roll call vote; viz:

4 AYES: Mr. Boyd, Mr. Hawkins, Mrs. Journey, Mrs. Parker

15 NOES: Dr. Borst, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Jones, Mr. McGrath, Mr. Miller, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. West

10 NOT VOTING: Mr. Campbell, Mr. Cottingham, Mr. Dowden, Mr. Howard, Mrs. Nickell, Mr. Page, Mr. Rader, Mr. Strader, Mr. Tintera, Mr. Vollmer

Proposal No. 379, 1980, was then adopted on a voice vote. The proposal was retitled SPECIAL RESOLUTION NO. 56, 1980, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 56, 1980

A SPECIAL RESOLUTION commending the City of Detroit, Michigan.

WHEREAS, The success of the 1980 Republican National Convention was of a magnitude unsurpassed in the history of the American political party system; and

WHEREAS, Credit for this success is due, in no small part, to the host city, Detroit, Michigan and its people - who approached every service to convention delegates and visitors with warmth, courtesy, efficiency, and a dedication to excellence; and,

WHEREAS, The people of Detroit have succeeded in dispelling negative misconceptions about their community, which has proven itself a "beautiful city", in every sense; now, therefore:

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

SECTION 1. The Council extends its gratitude and appreciation to the City of Detroit and its citizens for providing a week of delightful hospitality for Indianapolis' delegates and visitors to the 1980 Republican National Convention.

SECTION 2. The Mayor is invited to join in the spirit of this commendation by affixing his signature hereto.

PROPOSAL NO. 380, 1980. Councillor Jones read the Council Resolution appointing Kenneth N. Giffin to the Board of Directors of the Indianapolis Public Transportation Corporation. After expounding on Mr. Giffin's qualifications, Mr. Jones moved for adoption, seconded by Councillor McGrath, for adoption of this proposal. Proposal No. 380, 1980, was then adopted by unanimous voice vote. It was retitled COUNCIL RESOLUTION NO. 33, 1980, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 33, 1980

A COUNCIL RESOLUTION appointing Kenneth N. Giffin to the Board of Directors of the Indianapolis Public Transportation Corporation.

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

SECTION 1. As a member of the Indianapolis Public Transportation Corporation, the Council appoints:

KENNETH N. GIFFIN

SECTION 2. The following appointment shall be for a term commencing upon adoption and ending on August 6, 1984, at the pleasure of the Council and until a successor is appointed.

PROPOSAL NO. 381, 1980. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a Council Resolution appointing Columbus Mabry to the Human Rights Commission"; and the President referred it to the Administration Committee.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 330, 1980. Councillor Durnil explained that this rezoning ordinance had been held out for public hearing from the last meeting of the Council by Councillor Clark. ; through negotiation, the conflict was resolved and Mr. Durnil moved for adoption, seconded by Councillor Clark. Proposal No. 330, 1980, was then adopted on the following roll call vote; viz:

25 AYES: Mr. Boyd, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

4 NOT VOTING: Dr. Borst, Mr. Dowden, Mr. Page, Mr. Campbell

Proposal No. 330, 1980, was retitled REZONING ORDINANCE NO. 96, 1980, and reads as follows:

**REZONING ORDINANCE NO. 96, 1980 80-Z-63 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 24
4101 CASHARD AVENUE, INDIANAPOLIS**
Thomas P. McCarthy, by Michael J. Kias, requests rezoning of 3.14 acres, being in D-3 district, to I-2-S classification to provide for industrial use.

PROPOSAL NO. 238, 1980. Councillor Miller requested that this proposal appropriating an additional \$100,000 for the Finance Division, Department of Administration, be postponed until the next scheduled meeting of the Council, August 18, 1980 at 7:00 p.m., Council consent was given.

PROPOSAL NO. 332, 1980. This proposal was postponed until the August 18, 1980 meeting of the Council at 7:00 p.m.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 139, 1980. Councillor Cottingham reported for the Rules and Public Policy Committee that this proposal, establishing procedures for Council appointments to boards and commissions received a recommendation to strike by a vote of 5-1 in a recent committee meeting. After brief discussion, Mr. Cottingham moved, seconded by Councillor Clark to strike Proposal No. 139, 1980, a voice vote was taken, after which, Councillor Boyd asked for a "Division of the House". Proposal No. 139, 1980, was then stricken on the following roll call vote; viz:

21 AYES: *Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. West*

5 NOES: *Mr. Boyd, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Vollmer*

3 NOT VOTING: *Mr. Campbell, Mr. Jones, Mr. Page*

PROPOSAL NO. 159, 1980. Councillor Cottingham reported for the Rules and Public Policy Committee that this proposal, requiring DOT and DPW to notify Councillors in writing whenever work is scheduled in their respective districts, received a 5-1 recommendation to strike from the committee. Councillor Cottingham moved, seconded by Councillor Rhodes to strike Proposal No. 159, 1980. The proposal was then stricken by unanimous voice vote.

PROPOSAL NO. 160, 1980. Councillor Cottingham reiterated to the full council the committee report on this proposal to amend the Council Rules to require preparation and distribution of the Council agenda by Friday noon preceding each meeting; it received a "to strike" recommendation from the Rules and Public Policy Committee. In light of this recommendation, and after discussion, Mr. Cottingham moved, seconded by Councillor Tintera to strike this proposal. A voice vote was taken after which, Councillor Journey requested a "Division of the House". Proposal No. 160, 1980, was stricken on the following roll call vote; viz:

17 AYES: Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. West
7 NOES: Mr. Boyd, Dr. Borst, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mrs. Parker, Mr. Vollmer

5 NOT VOTING: Mr. Campbell, Mr. Jones, Mr. Page, Mr. Schneider, Mr. Strader

PROPOSAL NO. 175, 1980. Councillor McGrath reported for the Transportation Committee that this proposal amends the Code by adding a Chapter 28,5 and adopting the standards regulations, and guidelines in the Right-of-way Activity Manual established by the Department of Transportation to provide penalties with respect to violations of this chapter. Mr. Fred Madorin was present to answer any questions the Councillors might have concerning this manual, which received a "do pass as amended" recommendation from the committee by a vote of 6-0. Councillor McGrath moved, seconded by Councillor Rhodes, the following amendment:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 175, 1980, by deleting the introduced version and substitute in lieu thereof, the proposal entitled: "Proposal No. 175, 1980, Committee Recommendations."

Councillor McGrath

The motion carried by unanimous voice vote. After further discussion, Proposal No. 175, 1980, As Amended, was adopted on the following roll call vote; viz:

25 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Rader,

Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera,
Mr. Vollmer, Mr. West

NO NOES

4 NOT VOTING: Mr. Campbell, Mr. Jones, Mr. Page, Mrs. Parker

Proposal No. 175, 1980, As Amended, was retitled GENERAL ORDINANCE
NO. 37, 1980, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1980

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County", by adding a new Chapter 28.5 adopting the standards, regulations and guidelines in the Right-of-Way Activity Manual established by the Department of Transportation.

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

SECTION 1. The "Code of Indianapolis and Marion County" is hereby amended by adding a new Chapter 28.5 to read as follows:

RIGHT-OF-WAY ACTIVITY MANUAL

Sec. 28.5-1. Adoption of Manual. The Right-of-Way Activity Manual dated July, 1980, consisting of _____ pages and attached hereto ("Manual"), is hereby adopted and made a part of the "Code of Indianapolis and Marion County". A copy of the Manual as adopted shall be maintained for public inspection in the offices of the Clerk of the City-County Council and the Department of Transportation.

Sec. 28.5-2. Amendments to the Manual. The provisions of the Manual may be rescinded, changed or amended only by action of the City-County Council in the same manner that an ordinance adopted by the City-County Council is rescinded, changed or amended.

Sec. 28.5-3. Relationship with Other Ordinances. The standards, regulations, procedures and guidelines contained in the Manual shall govern all activities or work in, on, under or over public rights-of-way containing roads dedicated to and accepted by the City, but shall not govern new street and bridge design and construction. The standards for new street and bridge design and construction are set forth in General Ordinance No. 49, 1972, and those standards shall not govern activities or work in, on, under or over public rights-of-way containing roads dedicated to and accepted by the City.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted. (b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion), of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 18-4-5-2.

PROPOSAL NO. 176, 1980. Councillor McGrath explained that this proposal amends the Code by amending Chapter 31 to establish certain revision procedures with respect to the utility's rights Code. Mr. Joseph Reisweg, Attorney representing the Department of Transportation, was present to explain the specifics of the proposal. Mr. Rhodes moved, seconded by Councillor Gilmer for adoption of Proposal No. 176, 1980. Proposal No. 176, 1980, was then adopted on the following roll call vote; viz:

24 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

5 NOT VOTING: Mr. Campbell, Mr. Dowden, Mr. Jones, Mr. Page, Mrs. Parker

Proposal No. 176, 1980, was retitled GENERAL ORDINANCE NO. 38, 1980, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 38, 1980

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County" by amending Chapter 31 to establish certain procedures with respect to a utility's rights to operate in the public rights-of-way.

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

SECTION 1. Chapter 31 of the "Code of Indianapolis and Marion County" is hereby amended by repealing existing Chapter 31 and adding a new Chapter 31 to read as follows:

Chapter 31 UTILITIES GENERALLY

Sec. 31-1. Scope of Utility's Rights.

a. Any public utility having a right pursuant to any statute, ordinance, franchise, contract, easement or other document to lay, install, maintain, repair and operate its facilities in, under, along, through or over the streets, avenues, alleys, public grounds and public rights-of-way of the City shall exercise such right in accordance with the terms of such statute, ordinance, franchise, contract, easement or other document and the City or State law applicable thereto. Nothing in this Chapter and no action of the City pursuant to this Chapter shall be construed as relieving any public utility from the control of the City under its police powers, or as vesting, extending or increasing the utility's rights in or to the use of any streets, avenues, alleys, public grounds and public rights-of-way, other than under and by the provisions of any statutes, ordinances, franchises, contracts, easements or other documents granting the utility any such rights and as limited therein by law.

b. Whenever the Department of Transportation shall deem the condition or location of any public utility pole, wire, main, cable, conduit, pipe or other facility in any street or public place to be dangerous or injurious to life or property, it shall order, in writing, the facility to be made safe or to be removed. If the utility fails to repair or remove the facility, the City may cause the repair or removal thereof, and the utility shall pay all costs incurred by the City in connection therewith. It shall constitute a violation of this Code for any public utility to fail to comply with a written order of the City to repair, remove or relocate any of its facilities located in, on or above any public grounds or rights-of-way whenever the uses of the City for any such ground or right-of-way so requires or where the access to and use of any private premises are interfered with.

c. Whenever any electric, water, gas or other public service utility has been ordered by the City to do any thing pursuant to this Chapter regarding its facilities located in any public right-of-way or place, or to provide service for the public in any location within the City, and where no statute or regulation of the State permits the utility to refuse such service, it shall be a violation of this Code for any such utility to fail to do so, after being so ordered in writing by any competent municipal authority. Whenever any public utility shall fail or refuse to comply with orders by the City, or shall fail to comply with any of the provisions of this Code or of State law, the City-County Council may suspend the franchises, grants, contracts, permits, privileges, easements, or rights of such utility to use thereafter any of the streets or public places of the City, and no such uses shall be resumed without obtaining from the City its new approval as originally required, or as may be then authorized by statute, or unless so ordered by a court or the Public Service Commission of Indiana.

Sec. 31-2. Location and Relocation of Facilities.

a. The Department of Transportation may designate the sides of the streets and the locations thereon along which any of the poles, wires, mains or conduits used by telegraph, telephone, transportation, television, electric light, gas and water utilities, either separately or jointly, shall be placed, strung or laid. The Department of Transportation may refuse to permit the same utility to erect or maintain poles, or string wires or lay cables, mains or conduits along both sides of, or in more than one part of any streets, except in cases of emergency or cases of clear necessity.

b. Whenever the Department of Transportation shall deem it necessary that the location of any pole, wire, cable, main, conduit, or other public utility facility in any public right-of-way or public place shall be changed, the Department shall order in writing the change of location thereof, designating the proper location therefor, and provide a reasonable time for compliance by the affected utility or utilities. Changes in location of utility facilities in, over or through public rights-of-way or public grounds necessitated by work initiated by, or financed by, either the Department of Transportation or the Department of Public Works shall be at the expense of the utility. However, in their project plans, the Department of Transportation and the Department of Public Works shall coordinate with the utilities to insure the utility relocation costs are limited to the maximum extent possible. Changes in location of utility facilities in, over or through public rights-of-way or public grounds necessitated by work initiated by, or financed by, any party other than the Department of Transportation or the Department of Public Works shall be at the expense of such other party.

Sec. 31-3. Work in Public Rights-of-Way.

a. All utilities desiring to work in, on, under or over the public right-of-way shall obtain all applicable permits as required in Chapter 28.5. In performing such work, the utilities shall be bound by the standards, regulations, procedures and guidelines set forth in Chapter 28.5 except that:

(1) A public utility shall not be required to file a performance bond with an application for a permit if the utility has on file with the Permit Section of the Department of Transportation a statement signed by an officer of the utility wherein the utility agrees to indemnify the City against, and hold the City harmless from, any claim for damages arising out of the work of the utility (or persons, corporations or firms authorized by the utility) in a public right-of-way pursuant to any permit issued by the Permit Section of the Department of Transportation.

(2) A public utility shall not be required to file a written statement of insurance with an application for a permit if the utility has on file with the Permit Section of the Department of Transportation the indemnification agreement specified in (1) above.

(3) A public utility shall not be required to obtain in advance any permit or permits to excavate within the public right-of-way or block or alter traffic patterns on any thoroughfare or street where such action (i) is required in connection with making emergency repairs to underground, overhead or surface facilities, (ii) is necessary because service to one or more customers has been interrupted or is in danger of being interrupted and the interruption may result in personal injury or property damage to the customer, utility or some third party, or (iii) is required to comply immediately with an order of a court or an agency having jurisdiction over the utility. Whenever a utility performs work in accordance with this exception, it shall notify the Department of Transportation Maintenance Section by telephone during normal duty hours or, if after normal duty hours or on holidays or weekends, the Permit Section of the Department of Transportation where such notification will be recorded by a telephone recording device.

(4) A public utility shall not be required to obtain a Right-Of-Way Excavation Permit to perform work, including excavating, in a public right-of-way unless the utility will make an excavation in or under the paved surface within the right-of-way.

Whenever any public utility shall fail or refuse to comply with orders by the City, or shall fail to comply with any of the provisions of this Code or of State law, the City-County Council may suspend the franchises, grants, contracts, permits, privileges, easements, or rights of such utility to use thereafter any of the streets or public places of the City, and no such uses shall be resumed without obtaining from the City its new approval as originally required, or as may be then authorized by statute, or unless so ordered by a court or the Public Service Commission of Indiana.

i) is required to comply immediately with an order of a court or an agency having jurisdiction over the utility. Whenever a utility performs work in accordance with this exception, it shall notify the Department of Transportation Maintenance Section by telephone during normal duty hours or, if after normal duty hours or on holidays or weekends, the Permit Section of the Department of Transportation where such notification will be recorded by a telephone recording device.

(4) A public utility shall not be required to obtain a Right-of-Way Excavation Permit to perform work, including excavating, in a public right-of-way unless the utility will make an excavation in or under the paved surface within the right-of-way.

(5) A public utility shall not be required to obtain Parking Meter Block Out and Removal Permits provided the utility reports all blockages to the Parking Meter Section of the Department of Transportation and pays, on a monthly basis, the blockage charges due.

b. All Work, including, but not limited to, the restoration of pavement, sidewalks or grass areas shall be done by the utility at the expense of the utility, unless the City shall elect to do the work and charge the cost thereof to the utility. Such work shall be subject to the supervision and approval of the Department of Transportation.

Sec. 31-4. Utility Poles.

The Department of Transportation may prescribe or approve the locations for installation and the approximate height, dimensions, and character of telephone, telegraph, electric or any other poles used by a utility. The height, dimension and character of all structures used to support aerial utility or public owned lines shall be of a diameter, height and character that will provide safe clearances as specified in the prevailing governing federal, state, or local codes. The Department of Transportation shall require the removal or relocation of any such structures and appurtenances of such structures which do not comply with the reasonable requirements as set out or approved in accordance with the provisions of this Code.

All poles shall be removed according to the following standards unless otherwise authorized or directed by the Department of Transportation:

- (1) Any pole located in non-pavement areas shall either be removed in its entirety or cut off one foot below the ground surface level.
- (2) Any pole located in pavement areas shall either be removed in its entirety or cut off below the full depth of the pavement.

Sec. 31-5. Records.

Each utility having the right to install and locate poles, service lines, conduits or other utility facilities of any kind in the public rights-of-way and places of the City, shall at all times maintain a record of the same, their locations in the public streets or public places of the City, and a record of the location and dates of repairs made to those facilities within the last eight (8) years. Such records and copies thereof shall be made available, on demand, to the Mayor, the Director of Transportation, the chiefs of the police and fire departments, or any board or other City official requiring and requesting such information. All records of all abandoned lines and of the removal of all utility poles, conduits, pipes, lines and other facilities shall be kept by the utility for a period of at least three (3) years and be available to the City authorities, or copies of such records be furnished on demand.

It shall be unlawful for any utility required to keep records by this Section to fail to keep such records, or to fail to produce and make them available to the City authorities on written demand.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted. (b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion), of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if, such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after January 1, 1981, and compliance with IC 18-4-5-2.

PROPOSAL NO. 279, 1980. Councillor McGrath stated that this proposal requests the Department of Transportation to grade certain alleys. It was proven sufficiently in the Transportation Committee that the various alleys have been graded, and the committee recommended that the proposal be stricken. In light of this fact, Mr. McGrath moved, seconded by Councillor Hawkins, that Proposal No. 279, 1980, be stricken. Proposal No. 279, 1980, was then stricken by unanimous voice vote.

PROPOSAL NO. 282, 1980. Councillor Schneider reported for the County & Townships Committee that this proposal authorizes increased salaries for employees of the Center Township Trustee, to be funded by monies available in the Trustee's budget for the remainder of 1980; it received a "do pass" recommendation from the committee by a vote of 5-0. Councillor Schneider moved for adoption, seconded by Councillor Borst. Proposal No. 282, 1980, was then adopted on the following roll call vote; viz:

22 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mrs. Coughenour
 Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Miller, Mrs.
 Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs.
 Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

7 NOT VOTING: Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Jones, Mrs. Journey,
 Mr. McGrath, Mr. Page

Proposal No. 282, 1980, was retitled GENERAL ORDINANCE NO. 39, 1980,
 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1980

A GENERAL ORDINANCE amending the salaries to be paid all elected and appoint-
 ed officers and employees of Center Township Trustee's Office.

**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 Center Township Trustee's office,
 are hereby amended to the amounts hereinafter stated in this ordinance pursuant to
 the authority and duly established by IC 17-4-28, each of which salaries is not more
 than the minimum salary provided by law.

SECTION 2. The maximum salaries of the elected and appointed officers and
 employees of the Center Township Trustee for the calendar year and fiscal year
 beginning January 1, 1980, and ending December 30, 1980, are amended as follows,
 by deleting the crosshatched numbers and inserting the underlined, to wit:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
ANTI-RECESSION FUND EMPLOYEES (8/1-12/31)			
Housekeeping Supervisor	1	10,500	6,125
Maintenance Supervisor	1	10,500	6,125
Housekeeper	1	7,166	9,981 4,180
Maintenance	1	8,269	4,384 4,824
Mechanical Technician	1	13,860	7,700 8,085
SUB-TOTAL	5		28,625 29,339
TOTAL	<u>161</u>		1,406,447 1,407,259

PROPOSAL NO. 318, 1980. This proposal approves changes in the personnel
 schedule of the County Coroner. As reported by Mr. Schneider, this proposal
 reflects the 3% equity factor to be used to increase the salaries requested or to
 aid in the hiring of additional personnel, as needed, budgeted for in 1980; it
 received a "do pass" recommendation of 5-0. After discussion, Councillor Schneider
 moved, seconded by Councillor Howard for adoption of this proposal. Proposal
 No. 318, 1980, was then adopted on the following roll call vote; viz:

24 AYES: Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mr. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

5 NOT VOTING: Mr. Boyd, Mr. Campbell, Mr. Jones, Mr. Page, Mr. Rader

Proposal No. 318, 1980, was retitled FISCAL ORDINANCE NO. 69, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) authorizing changes in the personnel compensation schedule (Section 2.03) of the County Coroner's office.

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

SECTION 1. Section 2.03 (d) of the City-County Fiscal Ordinance No. 106, 1979, be amended by deleting the crosshatched portions and adding the new amounts herein:

PERSONNEL CLASSIFICATION	(a) (5) COUNTY CORONER		
	MAXIMUM NUMBER	MAXIMUM SALARY	MAXIMUM PER CLASSIFICATION
Chief Deputy Coroner	1	112,139 12,767	112,139 12,767
Admin. Secretary	1	19,775 9,992	19,775 9,992
Medical Stenographers	4	8,805 9,043	12,198 28,678
Deputy Coroners	4	119,246 9,484	136,938 37,936
Chief Hospital Deputy	1	1,800	1,800
Deputy Physician	1	1,740	1,740
Hospital Deputies	7	1,371	9,600
Morgue Deputy Coordinator	1	2,600	2,600
Professional			1,000
Other Compensation			5,090
Equity Adjustment			112,148 0-

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of the total personal service appropriation of \$123,560.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 319, 1980. Councillor Schneider reiterated to the Council that this proposal approves changes in the personnel schedule of the County Recorder. After brief discussion, Councillor West moved to postpone this proposal until the meeting of the Council on September 22, 1980, at 7:00 p.m., seconded by Councillor Gilmer. The proposal was postponed on the following roll call vote; viz:

13 AYES: Dr. Borst, Mrs. Brinkman, Mrs. Coughenour, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. McGrath, Mrs. Nickell, Mr. Rader, Mr. Schneider, Mr. Strader, Mr. Tintera, Mr. West

12 NOES: Mr. Boyd, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mrs. Journey, Mr. Miller, Mrs. Parker, Mr. Rhodes, Mr. SerVaas, Mr. Stewart, Mr. Vollmer

4 NOT VOTING: Mr. Campbell, Mr. Dowden, Mr. Jones, Mr. Page

PROPOSAL NO. 320, 1980. Councillor Schneider stated that this proposal authorizes changes in the personnel schedule for the County Treasurer per a 3% parity request provided for in the 1980 budget; it received a "do pass" recommendation by a vote of 6-0 in the County & Townships Committee. Councillor Schneider moved, seconded by Councillor Hawkins, for adoption of the proposal. Proposal No. 320, 1980, was then adopted on the following roll call vote; viz:

25 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

4 NOT VOTING: Mr. Campbell, Mr. Dowden, Mr. Jones, Mr. Page

Proposal No. 320, 1980, was retitled FISCAL ORDINANCE NO. 70, 1980, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 1980

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1980 (City-County Fiscal Ordinance No. 106, 1979) authorizing changes in the personnel compensation schedule (Section 2.03) of the County Treasurer's office.

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

SECTION 1. Section 2.03 (a) of the City-County Fiscal Ordinance No. 106, 1979, be amended by deleting the crosshatched portions and adding the new amounts herein:

(a) (10) COUNTY TREASURER

PERSONNEL CLASSIFICATION	MAXIMUM NUMBER	MAXIMUM SALARY	MAXIMUM PER CLASSIFICATION
Chief Deputy	1	24,900	24,537
Asst. Chief Deputy	1	21,863	21,544
Section Chief	1	15,790	15,560 15,790
Specialist II	5	13,361	59,002
Supervisor II	6	10,445	59,334
Clerk I	1	7,928	7,812
Data Converter	3	8,380	22,886
Cashier	3	8,380	24,774
Account II	1	15,144	14,923
Systems Specialist	1	10,333	10,183
Supervisor II	1	8,987	8,856
Secretary	1	11,539	11,437 11,539
Secretary II	1	9,717	9,571
Bookkeeper II	13	8,734	107,439
Bookkeeper III	8	8,025	61,947
Temporary Salaries			20,000
Equity Adjustment			15,845 5,447

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of the total personal services appropriation of \$513,684.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 352, 1980. Councillor Schneider requested that this proposal be advanced on the agenda and heard at this time. Consent of the Council was given. Mr. Schneider reported that this proposal authorizes CETA personnel for the Center Township Trustee; it received a "do pass" recommendation from the County & Townships Committee by a vote of 6-0. After brief discussion, Mr. Schneider moved for adoption, seconded by Councillor Dowden. Proposal No. 352, 1980, was adopted on the following roll call vote; viz:

21 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

8 NOT VOTING: Mr. Campbell, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Page, Mr. Rader, Mr. Rhodes, Mr. Strader

Proposal No. 352, 1980, was retitled GENERAL ORDINANCE NO. 40, 1980, and reads as follows:

CITY—COUNTY GENERAL RESOLUTION NO. 40, 1980

A GENERAL ORDINANCE amending City-County General Ordinance No. 83, 1979 authorizing changes in the personnel compensation schedule of the Center Township Trustee's Office.

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

SECTION 1. Section 2 of City-County General Ordinance No. 83, 1979, be amended by deleting the crosshatched portions and adding the new amounts herein:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Small Claims Ct. Clerk	1	8,565	8,565
Legal Secretary	1	8,721	8,721
Investigators II	5	9,739	48,695
Investigators I	3	9,309	27,927
Bookkeepers I	1	7,789	7,789
Technical-Clerk Typist I	2	8,177	16,354
Clerk-Typist III	5	7,300	36,500
Clerks II	5	7,071	35,355
Record File Clerk I	2	6,837	13,674
Bookkeeping Machine Operator II	2	7,502	<u>15,004</u>
SUBTOTAL	<u>27</u>		<u>218,584</u>
TOTAL	188 188	1,114,407,259 1,114,407,259	<u>1,625,843</u>

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 321, 1980. Councillor Tintera explained that this proposal authorizes economic development bond financing in the amount of \$7,700,000 for Retirement Living, Inc., Project; it was technically amended in the Economic Development Committee. Councillor Tintera requested that these amendments be adopted. Council consent was given. Proposal No. 321, 1980, As Amended, was then adopted on the following roll call vote; viz:

23 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

6 NOT VOTING: Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Jones, Mr. Page, Mr. Schneider

Proposal No. 321, 1980, As Amended, was retitled **SPECIAL ORDINANCE NO. 11, 1980**, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 11, 1980

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Parity Revenue Bonds, Series 1980 (Retirement Living, Inc. d/b/a Marquette Manor Project)" in the aggregate principal amount of Seven Million Seven Hundred Thousand dollars (\$7,700,000) and approving 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 Retirement Living, Inc. d/b/a Marquette Manor facilities, 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 2, 1980 adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities for Retirement Living, Inc. d/b/a Marquette Manor complies with the purposes and provisions of Indiana Code 18-6-4.5 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 Mortgage and Indenture of Trust, Loan Agreement, Series 1980 Promissory Note, (such documents being hereafter referred to collectively as the "Financing Agreement") referred to in Indiana Code (18-6-4.5) 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 MARION COUNTY, INDIANA:**

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement, previously approved 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 Retirement Living, Inc. d/b/a Marquette Manor 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 Retirement Living, Inc. d/b/a Marquette Manor, to be evidenced and secured by a promissory note of Retirement Living, Inc. d/b/a Marquette Manor 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 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Series 1980 Promissory Note, Mortgage and Indenture of Trust approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Parity Revenue Bonds, Series 1980 (Retirement Living Inc., d/b/a Marquette Manor Project) in the total principal amount of Seven Million seven hundred thousand Dollars (\$7,700,000) for the purpose of procuring funds to loan to Retirement Living Inc. d/b/a Marquette Manor in order to finance the economic development facilities, as more particularly set out in the Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Retirement Living, Inc. d/b/a Marquette Manor on its promissory note in the aggregate principal amount of Seven

Million seven hundred thousand Dollars (\$7,700,000) which will be executed and delivered by the Retirement Living, Inc. d/b/a Marquette Manor to evidence and secure said loan, and as otherwise provided in the above described Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City-Clerk or City Controller is authorized and directed to sell such Bonds to the purchasers thereof, at a per annum stated rate of interest on the Bonds not to exceed 65% of the prime lending rate of the Indiana National Bank, which said Bank changes its best commercial customers as such rate may change from day to day and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing 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, including the Bonds authorized herein. The signatures of the Mayor and City Clerk on the Bonds and coupons may be facsimile signatures. The City Clerk or City Controller is authorized to arrange for the delivery of such Bonds to the purchasers thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust.

SECTION 6. The City of Indianapolis will, if requested by Retirement Living, Inc. d/b/a Marquette Manor, use its best efforts to issue additional short-term economic development first mortgage parity revenue bonds to replace the Financing Agreement, Contruction Note and Gap Note (as those documents are defined in the Loan Agreement) and to issue long-term economic development first mortgage revenue bonds to refund any short-term economic development first mortgage parity revenue bonds issued pursuant to Section 3 or Section 6 of this Ordinance, to finance additional costs of the proposed Project and to fund a reserve account for any such long-term financing.

SECTION 7. The provisions of this ordinance and the Mortgage and Indenture of Trust securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Parity Revenue Bonds, Series 1980 (Retirement Living, Inc. d/b/a Marquette Manor 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 any of said Bonds or the interest thereon remain unpaid.

SECTION 8. This ordinance shall be in full force and effect from and after compliance with procedure required by Indiana Code 18-4-5-2.

PROPOSAL NO. 322, 1980. Mr. Tintera reported for the Economic Development Committee that this proposal authorizes economic development financing for Production Drive Project in the amount of \$800,000. Councillor Tintera moved for substitution of the committee recommendation version, as technically amended in the committee. Council consent was given. Mr. Tintera went on to explain that this project will consist of the purchase of a 48,000 square foot facility located at 2334 Production Drive, and manufacture power train parts. After brief discussion, Proposal No. 322, 1980, As Amended, was adopted on the following roll call vote; viz:

21 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

3 NOT VOTING: Mr. Campbell, Mr. Durnil, Mr. Hawkins, Mr. Jones, Mrs. Nickell, Mr. Page, Mr. Schneider

Proposal No. 322, 1980, As Amended, was retitled SPECIAL ORDINANCE NO. 12, 1980, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 12, 1980

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1980 (Production Drive Company Project)" in the aggregate principal amount of Eight Hundred Thousand Dollars (\$800,000) and approving 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 Production Drive Company facilities, 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 2, 1980 adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities for Production Drive Company and the leasing of said facilities to Power Train Service Co., Inc. and Indiana Wheel and Rim Company complies with the purposes and provisions of Indiana Code 18-6-4.5 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 Mortgage and Indenture of Trust, Loan Ageement, Series 1980 Promissory Note, and Guaranty Agreement, Conditional Assignments of Lease and Rentals, Lessee's Consents and Agreements to Lease Assignment, (such documents being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code (18-6-4.5) 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, 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 Production Drive Company 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 Production Drive Company, to be evidenced and secured by a promissory note of Production Drive Company, and the leasing of said facility to Power Train Service Co., Inc. and Indiana Wheel and Rim 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 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Series 1980 Promissory Note, Guaranty Agreement Conditional Assignments of Lease and Rentals, Lessee's Consents and Agreements to Lease Agreement, and Mortgage and Indenture of Trust approved by the Indianapolis Economic Development Commission are hereby approved and all such documents (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller.

SECTION 3. The City of Indianapolis shall issue its Economic Development First Mortgage Revenue Bonds, Series 1980 (Production Drive Company Project) in the total principal amount of Eight Hundred Thousand Dollars (\$800,000) for the purpose of procuring funds to loan to Production Drive Company in order to finance the economic development facilities, as more particularly set out in the Loan Agreement incorporated herein by reference which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by Production Drive Company on its promissory note in the aggregate principal amount of Eight Hundred Thousand Dollars (\$800,000) which will be executed and delivered by the Production Drive Company to evidence and secure said loan, and as otherwise provided in the above described Mortgage and Indenture of Trust, Guaranty Agreement, and conditional Assignments of Lease and Rentals. 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 is authorized and directed to sell such Bonds to the purchasers thereof at a per annum stated rate of interest on the Bonds not to exceed sixty-five percent (65%) of the prime commercial lending rate announced by the American Fletcher National Bank at its principal office from time to time and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the documents constituting the Financing 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, including the Bonds authorized herein. The signatures of the Mayor and City Clerk on the Bonds and coupons may be facsimile signatures. The City Clerk or City Controller is authorized to arrange for the delivery of such Bonds to the purchasers thereof, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust.

SECTION 6. The provisions of this ordinance and the Mortgage and Indenture of Trust securing the Bonds shall constitute a contract binding between the City of Indianapolis and the holder of the Economic Development First Mortgage Revenue Bonds, Series 1980 (Production Drive Company 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 any of said Bonds or the interest thereon remain unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after compliance with procedure required by Indiana Code 18-4-5-2.

PROPOSAL NO. 323, 1980. Councillor Tintera stated that this proposal authorizes proceeding with economic development bond financing for Culligan Corp. Project in the amount of \$990,000; it was technically amended in the economic development committee. The money will be used for the acquisition of land located in Marietta Industrial Park. Councillor Tintera moved, seconded by Mrs. Brinkman, for the substitution of these technical amendments; these amendments were adopted by unanimous voice vote. Proposal No. 323, 1980, As Amended, was then adopted on the following roll call vote; viz:

19 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. McGrath, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

10 NOT VOTING: Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Hawkins, Mr. Jones, Mrs. Journey, Mrs. Nickell, Mr. Page, Mr. Schneider

Proposal No. 323, 1980, As Amended, was retitled SPECIAL RESOLUTION NO. 58, 1980, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 58, 1980

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 IC 18-6-4.5 (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, and said facilities either directly or by loan to a company and said facilities to be either owned by or leased or sold to a company; and leased or sub-leased to users of the facilities; and

WHEREAS, Culligan 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. The proceeds of the subject loan would be used to purchase land and buildings located in Marietta Industrial Park. The total real estate involved approximates 6 acres and the buildings contain a total of approximately 77,000 square feet. The Park is located on the northeast corner of East 16th Street and Sherman Drive, Indianapolis, Indiana. One of the buildings was formerly occupied by Westvaco Corporation and contains 48,000 square feet. Culligan Corporation intends to move into this building and to consolidated therein its offices and plant for the design and construction of automatic overhead sprinkler systems and other fire protection devices which are now presently located in Cumberland, Indiana at 10229 East Washington, Warren Township, Indianapolis, Indiana. Culligan intends to remodel and equip the building formerly occupied by Westvaco in order to accommodate Culligan's plant and office requirements. The other building on the property contains approximately 28,000 square feet, and may be equipped and used by Culligan for future expansion. The unimproved acreage on the subject property will be used for storage of inventory, finished products, parking and other purposes (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 5 additional at the end of one year and 25 additional 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 of Indianapolis and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City of Indianapolis 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 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 and 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 \$990,000 under the Act to be privately placed for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to 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, 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; (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 either lease the same to the Company or loan the proceeds of such financing to the Company for the same purposes or sell the same to the Company.

PROPOSAL NO. 324, 1980. Councillor Tintera reported for the Economic Development Committee that this inducement resolution, authorizing the proceeding with economic development bond financing for Cold Metal Products, Co., Inc. in the amount of \$5,000,000 was technically amended in committee. Mr. Tintera moved for adoption of the "committee recommendation" version, seconded by Councillor Brinkman, the motion passed by unanimous voice vote. The funds from this bond issue will be used for the acquisition of an existing plant and the purchase of additional equipment for use in the processing of steel. After brief discussion, Proposal No. 324, 1980, As Amended, was adopted on the following roll call vote; viz:

AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. McGrath, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Tollmer, Mr. West

NOES

NOT VOTING: Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Wiggins, Mr. Jones, Mrs. Journey, Mrs. Nickell, Mr. Page, Mr. Schneider

Proposal No. 324, 1980, As Amended, was retitled SPECIAL RESOLUTION NO. 59, 1980, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 59, 1980

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

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by IC 18-6-4.5 (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, and said facilities either directly or by loan to a company and said facilities to be either owned by or leased or sold to a company; and leased or sub-leased to users of the facilities; and

WHEREAS, Cold Metal Products Company, Inc. (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 existing Jones & Laughlin Steel Corporation plant, and the machinery and equipment to be installed therein, located at 2301 South Holt Road, Indianapolis, Indiana on approximately 32.5 acres of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 124 existing will be saved and an additional 15 jobs will be created) 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 of Indianapolis and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City of Indianapolis 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 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 and 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 \$5,000,000 under the Act to be privately placed for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to 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, 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; (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 either lease the same to the Company or loan the proceeds of such financing to the Company for the same purposes or sell the same to the Company.

PROPOSAL NO. 325, 1980. This proposal, authorizing proceeding with economic development bond financing for Laboratory Supply Co., Inc. Project in the amount of \$1,000,000 received a "do pass" recommendation from the economic development committee by a vote of 4-0. The project will finance the purchase of an animal confinement building used for the reproduction of mice and rats to be used for medical research and the machinery and equipment to be installed therein. Mr. Tintera moved for adoption, seconded by Councillor Gilmer. Proposal No. 325, 1980, was then adopted on the following roll call vote; viz:

20 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. McGrath, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NOES

NOT VOTING: Mr. Campbell, Mr. Clark, Mr. Durnil, Mr. Hawkins, Mr. Jones, Mrs. Journey, Mrs. Nickell, Mr. Page, Mr. Schneider

Proposal No. 325, 1980, was retitled SPECIAL RESOLUTION NO. 60, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 60, 1980

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 IC 18-6-4.5 (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, and said facilities either directly or by loan to a company and said facilities to be either owned by or leased or sold to a company; and leased or sub-leased to users of the facilities; and

WHEREAS, Laboratory Supply Co., Inc. ("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 an approximately 16,000 square foot animal confinement building to be used for the production of mice and rats to be used for medical research projects, and the machinery and equipment to be installed therein, to be located at 3550 South Lynhurst Drive, Indianapolis, Indiana on approximately 1.84 acres of land (the "Project"); and

WHEREAS, the diversification of industry and increase in job opportunities (approximately 18 additional at the end of one year and 25 additional 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 of Indianapolis and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City of Indianapolis 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 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 and 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 to be privately placed for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to 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, 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; (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 either lease the same to the Company or loan the proceeds of such financing to the Company for the same purposes or sell the same to the Company.

PROPOSAL NO. 326, 1980. Mr. Tintera explained that this proposal renders advice to the Hospital Authority with respect to economic development financing for Methodist Hospital Project in the amount of \$56,000,000. The funds will be used for land acquisition, construction, and renovation associated with the Energy Center Laundry and Oncology & Hospice Center, relocation of the Ambulatory Care Department and ventilation and air conditioning systems. Councillor Tintera moved, seconded by Dr. Borst for adoption of Proposal No. 326, 1980. The proposal was then adopted on the following roll call vote; viz:

17 AYES: Dr. Borst, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Holmes, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

3 NOES: Mrs. Brinkman, Mr. Howard, Mrs. Parker

9 NOT VOTING: Mr. Boyd, Mr. Campbell, Mrs. Coughenour, Mr. Durnil, Mr. Hawkins, Mr. Jones, Mrs. Journey, Mr. Page, Mr. Schneider

Proposal No. 326, 1980, was retitled SPECIAL RESOLUTION NO. 61, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 61, 1980

A SPECIAL RESOLUTION rendering advice to the Hospital Authority of Marion County regarding financing for Methodist Hospital of Indiana, 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 (hereinafter "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 By-Laws, 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 Methodist Hospital of Indiana, Inc. (hereinafter "Methodist") for the Authority to issue its tax exempt bonds in the principal amount of Fifty-six million dollars (\$56,000,000) to be used by Methodist generally for land acquisition and the following construction and renovation:

- (a) Construction of an Energy Center Laundry.
- (b) Construction of an Oncology and Hospice Center.
- (c) Renovation of the main, 2nd, 3rd, and 7th floors of Wile Hall.
- (d) Relocation of the Ambulatory Care Department.
- (e) Renovation of the 1st, main and 2nd floors of the South Building.
- (f) Renovation of the 2nd floor of the South Campus Building and relocation of the Finance Division therein.
- (g) Renovation of HVAC systems
- (h) Renovation of the Occupational Therapy Department on the main floor, South.

**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 for its tax exempt bonds in the principal amount of Fifty-six million dollars (\$56,000,000) for Methodist Hosptial of Indiana, 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 Hosptial 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.

PROPOSAL NO. 327, 1980. Councillor Tintera reiterated to the full council, the committee report from the Economic Development Committee concerning this inducement resolution authorizing proceeding with economic development bond financing for Federal Associates Project in the amount of \$2,000,000. Technical amendments were adopted by unanimous voice vote of the council. The project includes the acquisition and renovation of an existing building and off-street parking lot at 35 East Washington Street, to be used for retail and office use. After discussion, Councillor Tintera moved for adoption, seconded by Mr. Gilmer. Proposal No. 327, 1980, As Amended, was adopted on the following roll call vote; viz:

19 AYES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. McGrath, Mr. Miller, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

4 NOES: Mr. Clark, Mrs. Journey, Mrs. Nickell, Mr. Schneider

6 NOT VOTING: Mr. Campbell, Mr. Dowden, Mr. Hawkins, Mr. Jones, Mr. Page, Mrs. Stewart

Proposal No. 327, 1980, As Amended, was retitled SPECIAL RESOLUTION NO. 62, 1980, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 62, 1980

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 IC 18-6-4.5 (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, and said facilities either directly or by loan to a company and said facilities to be either owned by or leased or sold to a company; and leased or sub-leased to users of the facilities; and

WHEREAS, Federal Associates, an Indiana general partnership (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 will consist of acquisition and rehabilitation of the property located at 35-47 East Washington Street, Indianapolis, Indiana (the southwest corner of the intersection of East Washington and Pennsylvania Streets), consisting of approximately 0.91 acres of land presently improved with a 127' - 6" x 195' off-street parking lot at 35 East Washington Street and a four-story (and basement) 75' x 195' 1920's Gothic Revival limestone and brick office-retail building constructed in 1923 at 41-47 East Washington Street. The existing building on the subject real estate will undergo the following modifications and improvements: (i) the first floor facade on the north side of the existing building, which faces East Washington Street, will be redesigned in a consistent manner compatible with the permanent design located at 41 East Washington Street and the original period design of the building, (ii) approximately one-half the basement, and the entire first floor, of the existing building will be rehabilitated for the new permanent tenants in accordance with those tenants' requirements, (iii) in the event that any of the new tenants of the building desires to gain entrance to the building from Pennsylvania Street, the first floor entryway on the east side of the building will be reconstructed which will restore that side of the building to its original facade, (iv) the rear of the existing building will either be tuck pointed where concrete spalling has resulted or be completely stuccoed, depending upon which is determined to be more prudent, (v) the west side of the existing building will be sealed in order to preserve it, and (vi) other miscellaneous exterior and interior modifications and improvements will be made. The existing parking lot on the subject real estate will not undergo any modifications or improvements (the "Project"). The rehabilitated building will be used for retail and office uses, and the parking lot will continue to be used for a commercial off-street parking lot; and

WHEREAS, the diversification of industry and increase in job opportunities (35 construction jobs and 2 additional permanent jobs by the end of one year) 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 of Indianapolis and its citizens; and

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

WHEREAS, the acquisition, renovation and equipping of the facilities will not have an adverse competitive effect on any similar facility already constructed or operating in 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 and 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 \$2,000,000 under the Act to be privately placed for the acquisition, renovation and equipping of the Project and the sale or leasing of the Project to 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; (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 either lease the same to the Company or loan the proceeds of such financing to the Company for the same purposes or sell the same to the Company.

PROPOSAL NO. 350, 1980. Mr. Miller explained that this proposal is designed raise the taxicab fares for the first mile from \$1.35 to \$1.50 and increases ea mile thereafter from 70 cents to 80 cents. Mr. Miller moved, seconded by M Brinkman, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 350, 1980, by deleting the introduced version and substituting therefor, the proposal entitled: "Proposal No. 350, 1980, Committee Recommendations"; and deleting paragraph 6 in Section 2 which deals with transporting of handicapped persons.

Councillor Miller

The motion was adopted by unanimous voice vote. Proposal No. 350, 1980, As Amended, was then adopted on the following roll call vote; viz:

22 AYES: Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. TerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

3 NOES: Dr. Borst, Mr. Cottingham, Mrs. Stewart

NOT VOTING: Mr. Campbell, Mr. Jones, Mr. Page, Mr. Boyd

Proposal No. 350, 1980, As Amended, was retitled GENERAL ORDINANCE NO. 41, 1980, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 41, 1980

A GENERAL ORDINANCE amending Section 17-638 of the "Code of Indianapolis and Marion County, Indiana", providing for taxicab fare increases.

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

SECTION 1. Chapter 17 of the "Code of Indianapolis and of Marion County, Indiana", specifically, Section 17-638, "Fares", be and the same is hereby amended by deleting the words crosshatched and inserting the words underlined to read as follows:

"(b) More than one passenger. If more than one person occupies or engages a taxicab for a common route or destination, or by time, the operator may make a charge of ~~forty cents (\$0.40)~~ forty cents (\$0.40) for each extra person who has attained the age of fifteen (15) years. No person operating a taxicab shall carry any other passenger after the taxicab has been occupied or engaged by a passenger, without obtaining the consent of the prior passenger, except as provided in subsection (i) hereof.

SECTION 2. Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", specifically, Sec. 17-638, "Fares", be and the same is hereby amended by deleting the words crosshatched and inserting the words underlined to read as follows:

"(g) Schedule of rates. The charge for taxicab services shall be as follows:

(1) ~~Eighty cents (\$0.80) for the first one-eighth mile.~~ Eighty cents (\$0.80) for the first one-eighth mile. When the Controller has determined that the average retail cost of gasoline has reached one dollar and fifty cents (\$1.50) per gallon the charge for taxicab services shall automatically change to ninety cents (\$0.90) for the first one-ninth (1/9) mile.

(2) ~~Ten cents for each additional one-eighth mile (1/8).~~ Ten cents for each additional one-eighth mile (1/8). When the controller has determined that the average retail cost of gasoline has reached one dollar and fifty cents (\$1.50) per gallon the charge for additional mileage shall be ten cents (\$0.10) for each additional one-ninth mile (1/9). Fifteen cents may be charged for each one minute of waiting time over the first three minutes as hereinbefore specified.

(3) ~~Twelve dollars (\$12.00) per hour for the use at an hourly rate; provided that there shall be an additional charge of eighty cents (\$0.80) per mile for each mile in excess of twelve (12) miles driven during any one hour. When gasoline retail costs reach one dollar and fifty cents (\$1.50) per gallon the charge for additional miles in excess of twelve miles (12) driven during any one hour shall be ninety cents (\$0.90) per mile.~~ Twelve dollars (\$12.00) per hour for the use at an hourly rate; provided that there shall be an additional charge of eighty cents (\$0.80) per mile for each mile in excess of twelve (12) miles driven during any one hour. When gasoline retail costs reach one dollar and fifty cents (\$1.50) per gallon the charge for additional miles in excess of twelve miles (12) driven during any one hour shall be ninety cents (\$0.90) per mile.

(4) ~~Provided that the minimum for any fare originating from Indianapolis International Airport shall be two dollars fifty cents (\$2.50).~~ Provided that the minimum for any fare originating from Indianapolis International Airport shall be two dollars fifty cents (\$2.50).

(5) ~~When the City Controller has determined that the average retail cost of gasoline has reached one dollar and eighty cents (\$1.80) per gallon on a thirty cent (\$0.30) fuel surcharge may be charged per trip and added to meter flag charges.~~ When the City Controller has determined that the average retail cost of gasoline has reached one dollar and eighty cents (\$1.80) per gallon on a thirty cent (\$0.30) fuel surcharge may be charged per trip and added to meter flag charges.

PROPOSAL NO. 346, 1980. Councillor Coughenour reiterated to the full Council Dr. Robert S. Daly's qualifications with respect to his possible appointment to the Air Pollution Control Board. After brief discussion, Proposal No. 346, 1980, appointing Dr. Daly to the Air Pollution Board was confirmed by unanimous voice vote. The Proposal was then retitled COUNCIL RESOLUTION NO. 34, 1980, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 34, 1980

A COUNCIL RESOLUTION appointing Dr. Robert S. Daly to the Air Pollution Control Board.

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

SECTION 1. As a member of the Air Pollution Control Board, the Council appoints:

DR. ROBERT S. DALY

SECTION 2. The foregoing appointment shall take effect upon its adoption and shall end on July 21, 1984.

PROPOSAL NOS. 371-374, 1980. No action was taken by the Council on these proposals; they were retitled REZONING ORDINANCE NOS. 97-100, 1980, and read as follows:

**REZONING ORDINANCE NO. 97, 1980 80-Z-51 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 8**

4950 WEST 34TH STREET, INDIANAPOLIS

Eagledale Baptist Church, by Philip D. Burroughs, requests rezoning of 3.47 acres, being in D-4 district, to SU-1 classification to provide for church use.

**REZONING ORDINANCE NO. 98, 1980 80-Z-73 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

9119 LAFAYETTE ROAD, INDIANAPOLIS

John M. Grimme, by Rudolph Steckler, requests rezoning of 65.70 acres, being in A-2 district, to D-1 classification, to provide for residential use by platting.

**REZONING ORDINANCE NO. 99, 1980 80-Z-86 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

2040 COUNTRY CLUB ROAD, INDIANAPOLIS

Robert J. Shaffer, by Lawrence M. Lunn, requests rezoning of 0.72 acres, being in A-2 district, to D-12 classification, to provide for residential development of double homes.

**REZONING ORDINANCE NO. 100, 1980 80-Z-92 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13**

3440 SOUTH POST ROAD, INDIANAPOLIS

Texaco, Inc., by Leonidas G. Condos, requests rezoning of 1.45 acres, being in A-2 district, to C-6 classification, to provide for commercial development.

Councillor Gilmer moved, seconded by Councillor Cottingham, to adjourn. The motion to adjourn at this time failed on the following roll call vote; viz:

AYES: Dr. Borst, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mr. Rhodes, Mrs. Parker, Mr. SerVaas

NOES: Mr. Boyd, Mrs. Brinkman, Mrs. Coughenour, Mr. Dowden, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Rader, Mr. Schneider, Mrs. Stewart, Mr. Vollmer, Mr. West

NOT VOTING: Mr. Campbell, Mr. Jones, Mr. Page, Mr. Strader, Mr. Tintera

UNFINISHED BUSINESS

PROPOSAL NO. 97, 1980. Councillor Coughenour reported for the Public Works Committee that this proposal provides for twelve parking meters, one hour parking specified, in the City Market lot for use by the patrons of the City Market. It received a "do pass" recommendation from the committee by a vote of 5-0. After brief discussion, Proposal No. 97, 1980, was adopted on the following roll call vote;

18 AYES: Dr. Borst, Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. McGrath, Mrs. Nickell, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer
6 NOES: Mr. Boyd, Mr. Dowden, Mr. Durnil, Mrs. Parker, Mr. Schneider, Mr. West
5 NOT VOTING: Mr. Campbell, Mr. Hawkins, Mr. Jones, Mrs. Journey, Mr. Page

Proposal No. 97, 1980, was retitled GENERAL ORDINANCE NO. 42, 1980 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 1980

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by amending Section 10-5 of Article I of Chapter 10 to provide for metered parking at the City Market.

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

SECTION 1. Section 10-5 of Article I of Chapter 10 of the Code of Indianapolis and Marion County is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 10-5. ~~///~~ Parking.

- a. It shall be unlawful for any person to park or stand any vehicle or animal in any street, alley or public place adjacent to the city market at a location not authorized by this Code or other city ordinance. It shall also be unlawful to obstruct any passageway or other places used for the operation of the city market, whereby the rights of patrons and standholders are interfered with.
- b. The Department of Public Works shall acquire coin-operated parking meters and shall install them in the parking area located on the southeast corner of the City Market Square as the Director shall deem appropriate. Such parking area shall be for the exclusive benefit and uses of the City Market. The coin-operated meters shall provide for one (1) hour parking with a minimum parking meter fee of twenty-five cents (\$0.25) per one-half (1/2) hour, from 6:00 a.m. to 7:00 p.m., inclusive, except Sundays and holidays. The Department of Public Works shall be responsible for the enforcement of this provision, and as such, all revenues generated from the collection of monies out of the meters and from the dispositions of violations of this provision shall be deposited in the "City Market Fund".

SECTION 2. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 3. This ordinance shall be in effect from and after its passage by the council and compliance with IC18-4-5-2.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Rhodes moved that this meeting be adjourned, seconded by Councillor Borst. The motion passed by the following roll call vote; viz:

15 AYES: Dr. Borst, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mrs. Stewart, Mr. Strader, Mr. Tintera

11 NOES: Mr. Boyd, Mrs. Brinkman, Mr. Dowden, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Schneider, Mr. SerVaas, Mr. Vollmer, Mr. West

3 NOT VOTING: Mr. Campbell, Mr. Jones, Mr. Page

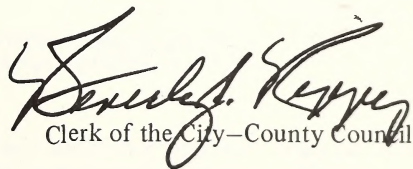
The council meeting was then adjourned at 11:21 p.m.

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, held at its Regular Meeting on the 28th day of July, 1980.

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

EAL)