

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, NOVEMBER 11, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:13 p.m. on Monday, November 11, 1996, with Councillor SerVaas presiding.

Councillor Black introduced the pastor of Jones Tabernacle AME Zion Church, Reverend Dwayne A. Walker, who led the opening prayer. Councillor Black invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
2 ABSENT: Brents, Gilmer

A quorum of twenty-seven members being present, the President called the meeting to order.

Councillor Short stated that he wished to publicly thank all of the veterans who had served their country in celebration of Veterans Day.

Councillor Moores further asked that all those who have served in any form of armed services stand and be recognized. She added a special greeting to members of Battery E, of the Target Acquisition Battery of the 38th Infantry Division, who had been mobilized this week to Bosnia. She stated that those serving with the Battery are members of the Indiana Army National Guard and are headquartered in Indianapolis.

Councillor Smith remembered decorated World War II veteran, John H. Kragie. He stated that Mr. Kragie had passed away recently and had served as former Dean of the Indiana University School of Public Environmental Affairs.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Coonrod recognized State Senator James Merritt and Deputy Mayor of Lawrence, Mike Lawson. Councillor Curry recognized State Senator Murray Clark. Councillor Franklin recognized Lawrence Township Constable Bob Bowser.

OFFICIAL COMMUNICATIONS

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

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 11, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

October 29, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, October 30, 1996, and in the *Indianapolis Star* or the *Indianapolis News* on Thursday, October 31, 1996, a copy of a Notice of Public Hearing on Proposal Nos. 702, 703, and 706, 1996, said hearing to be held on Monday, November 11, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

November 1, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS 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, Suellen Hart, the following ordinances:

GENERAL ORDINANCE NO. 161, 1996 - amends the Code concerning Capital Improvement Plans

GENERAL ORDINANCE NO. 162, 1996 - authorizes a weight limit restriction on Brookville Road from Bradley Street to Emerson Avenue (Districts 13)

GENERAL ORDINANCE NO. 163, 1996 - authorizes multi-way stops for Arden Drive and Pennsylvania Street, and for Arden Drive and Central Avenue (Districts 2, 7)

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GENERAL ORDINANCE NO. 164, 1996 - authorizes a multi-way stop for 55th Street and Alton Avenue (Districts 2, 9)

GENERAL ORDINANCE NO. 165, 1996 - authorizes a multi-way stop for Country Walk Circle/Country Walk Drive and Wild Ivy Drive (District 24)

GENERAL ORDINANCE NO. 166, 1996 - authorizes a multi-way stop at Market Street and Vine Street (District 17)

GENERAL ORDINANCE NO. 167, 1996 - authorizes a multi-way stop at Fullerton Drive and Thousand Oaks Drive (District 18)

GENERAL ORDINANCE NO. 168, 1996 - authorizes a multi-way stop at Arbor Woods Drive and Bower Drive (District 18)

GENERAL ORDINANCE NO. 169, 1996 - authorizes a multi-way stop at Laurel Street and Spann Avenue (District 21)

GENERAL ORDINANCE NO. 170, 1996 - authorizes parking restrictions on both sides of New Jersey Street between Merrill Street and the first alley north of Henry Street (District 16)

GENERAL ORDINANCE NO. 171, 1996 - authorizes a decrease in speed limit from 40 mph to 35 mph on Rodebaugh Road between 62nd Street and 71st Street (District 1)

GENERAL ORDINANCE NO. 172, 1996 - authorizes a weight limit restriction on Epler Avenue from Concord Street to Warman Avenue (District 25)

FISCAL ORDINANCE NO. 110, 1996 - an appropriation of \$260,000 for the County Recorder to convert 1987 through 1993 microfilm documents to optical platters for the document imaging system financed by County Recorder's Perpetuation Fund balance

SPECIAL RESOLUTION NO. 62. 1996 - congratulates the Animal Control Division for their national award

SPECIAL RESOLUTION NO. 63. 1996 - congratulates the WREP Wastewater Olympics team

SPECIAL RESOLUTION NO. 64. 1996 - recognizes the state champion Park Tudor tennis team

SPECIAL RESOLUTION NO. 65. 1996 - concerns cable television

SPECIAL RESOLUTION NO. 66. 1996 - regarding telecommunications policy

SPECIAL RESOLUTION NO. 67. 1996 - regarding local government's authority over the public rights-of-way

SPECIAL RESOLUTION NO. 68. 1996 - regarding cellular and satellite antenna zoning preemption

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of October 28, 1996. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 754, 1996. The proposal, sponsored by Councillor Curry, congratulates WCTY Cable TV 16 for its award winning *Murals and Mobiles* documentary. Councillor Curry read the proposal and presented Andriana DeAguiar and her son with copies of the document and Council pins. Ms. DeAguiar thanked those who helped with the project and the Council for this recognition. Councillor Curry moved, seconded by Councillor Hinkle, for adoption. Proposal No. 754, 1996 was adopted by a unanimous voice vote.

Proposal No. 754, 1996 was retitled SPECIAL RESOLUTION NO. 69, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 69, 1996

A SPECIAL RESOLUTION congratulating WCTY Cable TV 16 for its award-winning *Murals and Mobiles* documentary.

WHEREAS, this Fall, WCTY Cable TV 16 received programming awards in both international and regional competition; and

WHEREAS, the international Telly Award recognizes non-network programming excellence, and this year's contest included entries from television powerhouses such as The Learning Channel, Columbia Pictures, MCA, Viacom, HBO and A&E Productions; and

WHEREAS, the first place award went to Indianapolis WCTY Channel 16's *Murals and Mobiles* program produced by WCTY's Andriana DeAguiar, which featured the Indianapolis Department of Parks and Recreation's Indy Island--the only indoor aquatic center in the state; and

WHEREAS, the regional first place Philo T. Farnsworth Award in the cultural event category was also won by WCTY's *Murals and Mobiles*; and

WHEREAS, Channel 16 TV producer DeAguiar's documentary on the Eiteljorg Museum was a finalist in the arts programming category of the 1996 Hometown Video Festival, and her newest work, co-produced with Angela Gilmer, features the historic Athenaeum in downtown Indianapolis; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes and congratulates WCTY Cable TV 16 for its well-produced, interesting, and informative series about Indianapolis and its people.

SECTION 2. WCTY-TV producer Andriana DeAguiar and all those who work alongside her at Channel 16 are to be commended for their newest international and regional programming awards for the *Murals and Mobiles* documentary.

SECTION 3. The Council encourages the talented people at WCTY-TV to continue to capture and preserve on film their award winning programs that highlight Indianapolis' ethnic groups, unique institutions, historic buildings and cultural life.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

Councillor Boyd made the following motion:

Mr. President:

I move that the Indianapolis City-County Council do now constitute itself as a committee of the whole to consider Proposal No. 658, 1996, which is the proposed resolution requesting that this body take public positions on certain matters relating to the August 27 disturbance involving citizens of Indianapolis and members of the Indianapolis Police Department.

Councillor Talley seconded the motion.

Councillor Dowden stated that Proposal No. 658, 1996 had received a public hearing before the Public Safety and Criminal Justice Committee on October 30, 1996, and that after more than an hour of testimony, a motion was made and passed to postpone the proposal until all the appropriate judicial and investigative processes are completed. He added that this proposal is following the proper channels of procedure and should not be voted on this evening.

Councillor Boyd stated Proposal No. 658, 1996 is not contingent upon any other process from another office or body, and is a proposed statement by and for the Council itself. He asked what processes the committee chairman is referring to which have yet to be completed. Councillor Dowden stated that those officers involved in the alleged incident have the right to appeal the discipline recommendation to the Board of Captains and the Civilian Merit Board. Councillor Boyd stated that no part of the proposal would interfere with these processes. Councillor Dowden stated that an apology had already come from the Mayor's office in the form of over 3,000 letters sent to community leaders.

Councillor Moores stated that she will abstain from voting on this motion to avoid the appearance of a conflict of interest, but added that procedurally this Council has no right to interfere in the affairs of the executive branch of government.

Councillor Moriarty Adams stated that she will also be abstaining to avoid the appearance of a conflict of interest.

Councillor Williams stated that this incident was a disgrace to the community, and the proposal is simply a tool for the Council to use their offices to apologize for this type of embarrassment and to ensure that this type of situation does not occur again.

Councillor Hinkle stated that voting in opposition of this motion would not suggest that the incident was condoned, but indicates a preference to seeing the committee process work.

Councillor Black asked why Proposal No. 658, 1996 has been postponed for three straight meetings and when it would result in a full Council hearing. Councillor Dowden stated that the proposal has only been postponed once, and that the proposal would be postponed until the appeal process to the Merit Board has been completed.

Councillor Franklin stated that America has a constitutional guarantee of due process, and consideration of this proposal would be premature at this time. He stated that if an apology needs to be made, the Fraternal Order of Police should be the ones to do so at this time.

Councillor Smith stated that the allegations have yet to be substantiated, but that disciplinary action for such alleged conduct is appropriate. He added that in light of this, an apology from the Council at this time would be hollow. Councillor Smith stated that he does not support Proposal No. 658, 1996 because he feels that an apology should come from those responsible for the incident, not the Council.

Councillor McClamroch stated that, in addition to the 3,000 letters that apologized for this specific event sent out by Mayor Steve Goldsmith, the Mayor also orally apologized at a press conference. He stated that he is in opposition to this motion.

Councillor Boyd stated that there are other points to Proposal No. 658, 1996 than just the apology, and that he feels the proposal was being avoided due to election campaigning.

A division was ruled on a voice vote and the motion to hear Proposal No. 658, 1996 before the Committee as a Whole failed on the following roll call vote; viz:

*8 YEAS: Black, Boyd, Golc, Gray, Jones, Short, Talley, Williams
17 NAYS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin,
Hinkle, Massie, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford
2 NOT VOTING: Moores, Moriarty Adams
2 ABSENT: Brents, Gilmer*

Councillor Short expressed the Council's wishes for a speedy recovery for Councillor Gilmer, who is still absent due to illness. The President reported that Councillor Gilmer was improving and hopes he will be returning to Council soon.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 730, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which authorizes tax anticipation borrowing for the City during the period from January 1, 1997 through December 31, 1997"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 731, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which authorizes tax anticipation borrowing for the County General Fund and the County Family and Children's Fund during the period from January 1, 1997 through December 31, 1997"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 732, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines that the lease of 11,555 square feet of office space at 148 East Market Street for the Department of Administration is necessary"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 733, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation reduction of \$933,424 for the Department of Parks and Recreation from the Park General Fund as part of financing for the 1997 annual budget"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 734, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$250,000 for the Department of Parks and Recreation to pay for dead tree removal financed by revenues from the Park General Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 735, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$10,000 in the State Grant Fund for the Department of Parks and Recreation to pay for Perry Park tree removal"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 736, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$110,000 in the County General Fund to provide for the increased cost of gasoline for the Sheriff's Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 737, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$28,339 for the Prosecuting Attorney to contract for a Project Safe Families advocate funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 738, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$58,703 for the Prosecuting Attorney to contract for a child interviewer funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 739, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$65,000 for the Prosecuting Attorney to contract for court advocates in domestic violence courts funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 740, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$10,000 in the Pre-Trial Diversion Program Fund for the Prosecuting Attorney to pay for increased postage costs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 741, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$34,000 in the County General Fund for the Prosecutor's Child Support IV-D Agency to pay the agency's expenses for the balance of 1996"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 742, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$30,000 in the County General Fund for the Marion County Superior Court, Juvenile Division, to cover the cost of computer upgrade"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 743, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$24,000 for the Marion County Justice Agency to offer indigent adults individualized and group counseling in order to

work through victimization issues such as domestic violence financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 744, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$46,215 for the Marion County Justice Agency to continue the Drug Use Forecasting Program through September 30, 1997 financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 746, 1996. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves fees for IMAGIS Land-Base Map in read-only non-transferable format"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 747, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves an agreement between the City of Indianapolis and Boone County Utilities, LLC for wastewater treatment and disposal"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 748, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which an amendment to the Information Technology Operating Agreement between the City/County and SCT"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 749, 1996. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a 25 mph speed limit for the Big Run Addition in Franklin Township (District 23)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 750, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes procedures with respect to urban economic areas"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 763, 1996. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves a schedule of regular council meetings for the year 1997"; and the President referred it to the Whole Committee.

The President asked if Council members are prepared to vote on Proposal No. 763, 1996 at this time. Councillor Coughenour stated that she feels members need more time to review the proposed meeting schedule. The President encouraged Council members to review the schedule and be prepared to vote on Proposal No. 763, 1996 on November 25.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 751, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 751, 1996 on November 6, 1996. The proposal is an Inducement Resolution for Killion Corporation in an amount not to exceed \$1,280,000 to proceed with the financing, acquisition, and construction of certain land, buildings, structures, machinery, and equipment comprising light manufacturing, warehousing, and general office use facilities to be

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located at 7901 West 21st Street (Killion Corporation Project) (District 18). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Hinkle stated that the Killion Corporation is a true success story and an example of the entrepreneurial spirit.

Councillor Borst moved, seconded by Councillor Hinkle, for adoption. Proposal No. 751, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

2 NOT VOTING: Bradford, Williams

2 ABSENT: Brents, Gilmer

Proposal No. 751, 1996 was retitled SPECIAL RESOLUTION NO. 70, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 70, 1996

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

WHEREAS, the City of Indianapolis, Indiana acting pursuant to and in accordance with the provisions of Indiana Code 36-7-12, *et seq.*, as amended (the "Act"), is authorized to issue its economic development revenue bonds to assist in the financing of the acquisition and construction of certain land, buildings, structures, machinery and equipment in the City of Indianapolis, Indiana (the "City") for the benefit of Killion Corporation or Thomas W. Killion individually (the "Company"); and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has been informed by officials of the Company that they propose to acquire, construct and equip light manufacturing, warehousing and general office use facilities to be located at 7901 West 21st Street in the City, consisting of certain land, buildings, structures, machinery and equipment and related real and personal property (the "Project"); and

WHEREAS, the Commission has found and determined that the diversity of industry and the retention and increase of opportunities for gainful employment (thirty (30) jobs to be created) plus the creation of a job payroll estimated at \$300,000 at the end of one year and \$600,000 at the end of three years) will be achieved by the acquisition, construction, equipping and carrying out of the Project and will serve a public purpose and be of benefit to the health and general welfare of the City and its citizens; and

WHEREAS, the Commission has found and determined that the acquisition, construction, equipping and carrying out of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the City; and

WHEREAS, it is the conclusion of the Commission, with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of the Act, and is in furtherance of the public purposes pursuant to the Act and for which the Commission was created; and

WHEREAS, after careful study and investigation of the nature of the proposed Project as aforesaid, the Commission has determined that the proposed Project constitutes facilities which will be of benefit to the health and general welfare of the City and Marion County; and

WHEREAS, the most feasible method of financing the acquisition, construction, equipping and carrying out of the proposed Project is for the City to issue its revenue bonds for that purpose and for it to lend the proceeds from the sale of said revenue bonds to the Company to enable it to acquire,

construct, equip and carry out the proposed Project and to repay the loan in installments which will be sufficient and timely to pay the principal of, premium (if any) and interest on said revenue bonds; and

WHEREAS, the Company has requested that the City indicate its willingness to issue its revenue bonds to finance the proposed Project, and its official intent to reimburse expenditures heretofore or hereafter made by or on behalf of the Company in connection with the Project (to the extent permitted by Section 1.150-2 of the Income Tax Regulations) so that said planing, design, acquisition, construction, equipping and carrying out of the proposed Project may move forward; and

WHEREAS, the Commission has determined that it is in the best interest of its residents that the acquisition, construction, equipping and carrying out of the proposed Project move forward without delay; now, therefore:

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

SECTION 1. It is the conclusion of the Indianapolis Economic Development Commission (the "Commission"), with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of Title 36, Article 7, Chapter 12 of the Indiana Code, as amended (the "Act") and is in furtherance of the public purposes for which the Commission was created.

SECTION 2. Accordingly, in order to assist the Company with the financing of the proposed Project and to induce the Company to proceed with the Project and in order thereby to carry out the public purposes set forth by in the Act, WE HEREBY RESOLVE as follows:

(a) The City will use its best efforts to issue its revenue bonds (the "bonds") under the Act in a principal amount currently estimated not to exceed \$1,280,000 for the purpose of paying in whole or in part the costs of the planning, design, acquisition, construction, and equipping of the proposed Project.

(b) Simultaneously with the delivery of the Bonds, the City may lend the proceeds of the sale of the bonds to the Company to enable it to plan, design, acquire, construct and equip the proposed Project, and the terms and provisions of such loan agreement shall be substantially in the form generally utilized in connection with such financial undertakings, as agreed upon by the City and the Company.

(c) The basic security document or other document or documents satisfactory to the parties shall contain agreements providing for the indemnification of the Commission and the City and the individual members, directors and officers thereof for all expenses incurred by them and for any claim of loss suffered or damage to property or any injury or death of any person occurring in connection with the planning, design, acquisition, construction, equipping and carrying out of the proposed Project.

SECTION 3. The City may enter into a trust indenture with a corporate trustee. The trust indenture may pledge such loan agreement and the amounts derived or derivable by or on behalf of the City pursuant thereto, to said corporate trustee for the benefit of the owners of the bonds, and the terms of such trust indenture shall be agreed upon by the City, the Company and said corporate trustee.

SECTION 4. Subject to and in accordance with the provisions of the Act, the City will assist in the prompt preparation of the basic security document, the trust indenture, and any security agreement.

SECTION 5. If for any reason the City has not issued bonds hereunder by May 31, 1997, the provisions of this Resolution shall, at the option of the City, be cancelled.

SECTION 6. The Mayor and Clerk of the City are further authorized to take any and all further action and execute and deliver any and all other documents as may be necessary to issue and deliver the bonds and to effect the undertaking for which the bonds are proposed to be issued.

SECTION 7. Based upon representations of the Company to the effect that it intends to apply all or a portion of the proceeds of the bonds to reimburse it for all or a portion of the costs of the Project paid prior to the date of issuance of the bonds, the City hereby declares its official intent to apply all or a portion of the proceeds of the bonds to reimburse such expenditures, to the extent permitted by Section 1.150-2 of the Income Tax Regulations. This Resolution shall be in full force and effect from and after its passage by the City-County Council and approved by the Mayor.

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PROPOSAL NO. 752, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 752, 1996 on November 6, 1996. The proposal amends the interest rate and term of the bonds as requested by the permanent investor for Sutton Place Apartments Project located at 9350 East 43rd Street (District 14). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Coonrod, for adoption. Proposal No. 752, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

3 NOT VOTING: Black, Bradford, Williams

2 ABSENT: Brents, Gilmer

Proposal No. 752, 1996 was retitled SPECIAL ORDINANCE NO. 18, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 18, 1996

A SPECIAL ORDINANCE regarding the remarketing of the City of Indianapolis, Indiana Economic Development Revenue Bonds (Section 8 Substantial Rehabilitation Program - Sutton Place Apartments Project) Series 1995A in the aggregate principal amount of Six Million Three Hundred Thousand Dollars (\$6,300,000) (the "Series 1995A Bonds") with permanently reset interest rates, modified redemption features, extended weighted average maturity, increased minimum denominations and certain further amendments and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, on September 27, 1995, the City of Indianapolis, Indiana (the "Issuer"), issued the Series 1995A Bonds and the City of Indianapolis, Indiana Economic Development Revenue Bonds (Section 8 Substantial Rehabilitation Program - Sutton Place Apartments Project) Series 1995B in the aggregate principal amount of \$300,000 (the "Series 1995B Bonds") and lent the proceeds thereof to Sutton Place Apartments, L.P., an Indiana limited partnership (the "Company") in order to enable the Company to finance the costs of (i) the acquisition, renovation and equipping of the existing 360-unit multi-family residential facility located at 9350 East 43rd, Indianapolis, Indiana on approximately 35 acres of land, (ii) the acquisition of machinery, equipment and furnishings for use in the facility, and (iii) the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, pursuant to and in accordance with the Trust Indenture dated as of September 1, 1995, (the "Original Indenture") between the Issuer and Bank One, Indianapolis, NA (the "Trustee"), the Company intends to cause the remarketing of the Series 1995A Bonds and permanently reset the interest rate on the Series 1995A Bonds and redeem the Series 1995B Bonds in whole; and

WHEREAS, the Company has requested that the Issuer establish the maturity dates and redemption provisions, extend the weighted average maturity of the Series 1995A Bonds, increase the minimum denomination and make other amendments to the Original Indenture and Original Loan Agreement; and

WHEREAS, the Company, the Issuer and the Trustee propose to simultaneously amend and restate the Original Indenture as an Amended and Restated Trust Indenture (the "Indenture") dated as of the permanent reset date between the Issuer and the Trustee and the Loan Agreement dated as of September 1, 1995 (the "Original Loan Agreement") between the Issuer and the Company as an Amended and Restated Loan Agreement, dated as of the permanent reset date between the Issuer and the Company (the "Loan Agreement") in order to authorize and reflect the amended terms of the Series 1995A Bonds as remarketed; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 6, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the remarketing of the Series 1995A Bonds, the permanent reset of the interest rate, the extension of the weighted average maturity of the Series 1995A Bonds, the amendment of the redemption features and the increase in the minimum denominations thereof, all complies with the purposes and provisions of the Act and that such amendments to the financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Indenture and the Loan Agreement provide for the repayment by the Company of the loan of the proceeds of the Series 1995A Bonds pursuant to which the Company agrees to make payments sufficient to pay the principal and interest on the Series 1995A Bonds as the same become due and payable and to pay administrative expenses in connection with the Series 1995A Bonds; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final form of the Indenture; the Loan Agreement; the form of the Series 1995A Bonds; the Remarketing Memorandum for the Series 1995A Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the remarketing of the Series 1995A Bonds, the permanent resetting of the rates on the Series 1995A Bonds, the extension of the weighted average maturity of the Series 1995A Bonds, the addition of certain optional and mandatory redemption features to the Series 1995A Bonds and the increase in the minimum denomination of the Series 1995A Bonds to \$100,000 and integral \$5,000 multiples in excess thereof as set forth in the Financing Documents will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Series 1995A Bonds shall bear interest at a rate not to exceed eight percent (8%) per annum.

SECTION 4. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Series 1995A Bonds may be facsimile signatures. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 5. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Series 1995A Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1995A Bonds or the interest thereon remains unpaid.

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

PROPOSAL NO. 753, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 753, 1996 on November 6, 1996. The proposal authorizes economic development refunding revenue bonds in the total aggregate principal amount not to exceed \$6,000,000 for Yellow Freight System, Inc. located at 1818 South High School Road (District 19). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Massie, for adoption. Proposal No. 753, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Bradford

2 ABSENT: Brents, Gilmer

Proposal No. 753, 1996 was retitled SPECIAL ORDINANCE NO. 19, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 19, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis Economic Development Refunding Revenue Bonds, Series 1996 (Yellow Freight System, Inc. Project) in the total principal amount not to exceed Six Million Dollars (\$6,000,000), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 and Indiana Code Title 5, Article 1, Chapter 5 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, the Issuer has heretofore issued its \$6,000,000 City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1982 (Yellow Freight System, Inc. Project) (the "Original Bonds"), pursuant to a Trust Indenture, dated as of March 1, 1982 (the "Original Indenture"), between the Issuer and NBD Bank, N.A. (as successor by merger to The Indiana National Bank), as trustee (the "Original Trustee"), the proceeds of which were used to fund a loan made to Yellow Freight System, Inc. (the "Borrower") to finance an expansion to the Borrower's existing terminal and maintenance facilities located at 1818 South High School Road, Indianapolis, Indiana (the "Project");

WHEREAS, the Borrower previously requested that the City of Indianapolis, Indiana (the "Issuer") provide for refinancing of the Project by providing for the refunding of the Original Bonds, and the Issuer entered into a Trust Indenture dated as of January 15, 1985, pursuant to which \$6,000,000 City of Indianapolis Economic Development Refunding Revenue Bonds, Series 1985 (Yellow Freight System, Inc. Project) were issued (the "1985 Bonds") the proceeds of which were used to refund and retire the Original Bonds; and

WHEREAS, the Borrower has requested in order to provide the funds necessary to enable it to retire and redeem the 1985 Bonds, that the Issuer, pursuant to the Act, authorize the issuance of its refunding revenue

bonds designated as "City of Indianapolis Economic Development Refunding Revenue Bonds, Series 1996 (Yellow Freight System, Inc. Project)," in the total principal amount of \$6,000,000 (the "Bonds"); and

WHEREAS, the Issuer and the Borrower will enter into a Loan Agreement dated as of November 1, 1996 (the "Loan Agreement") pursuant to which Issuer will lend the proceeds from the sale of the Bonds to the Borrower to enable it to refund the 1985 Bonds; and

WHEREAS, pursuant to the terms of a Trust Indenture dated as of November 1, 1996 between the Issuer and the Original Trustee (the "Indenture"), the Bonds will be issued and secured; and

WHEREAS, the refinancing of the Project complies with the purposes and provisions of the Act and that such refinancing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to an Indenture to accomplish the foregoing; and

WHEREAS, the Loan Agreement provides for the repayment by the Borrower of the loan of the proceeds of the Bonds pursuant to which the Borrower will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the refinancing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Loan Agreement, Indenture, Bond Purchase Agreement among the Issuer, Borrower and Thornton Farish, Inc. (the "Underwriter"), Preliminary Official Statement, the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the refinancing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of refinancing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the total principal amount not to exceed Six Million Dollars (\$6,000,000) for the purpose of procuring funds to loan to the Company in order to refinance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Financing Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the

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Underwriter that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter at a price not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest determined as set forth in the Indenture, but not more than 8.0%. The use of a Final Official Statement substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the Underwriter, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. In the event the Bonds are not closed until 1997, the Financing Documents may be dated in 1997 and the name of the Bonds shall reflect the issuance in 1997.

SECTION 8. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 9. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 755, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on November 7, 1996." The Council did not schedule Proposal No. 755, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 755, 1996 was retitled REZONING ORDINANCE NO. 240, 1996, and is identified as follows:

REZONING ORDINANCE NO. 240, 1996. 94-Z-203
5601 & 5621 SOUTH MADISON AVENUE (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT, #20.
ROBERT T. LUTES and R & W DEVELOPMENT, by Lawrence M. Lunn, request the rezoning of 1.58 acres, being in the C-3 District, to the C-5 classification to provide for an automobile sales operation and a mobile office structure.

PROPOSAL NOS. 756-762, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 7, 1996."

Councillor O'Dell made the following motion:

Mr. President:

I move that Proposal No. 758, 1996 (Rezoning Case 96-Z-204, 96-DP-18) be scheduled for a hearing before this Council at its next regular meeting on November 25, 1996 at 7:00 p.m., and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

Councillor O'Dell stated that the community was not comfortable with the Metropolitan Development Commission's ruling on this proposal. Consent was given to schedule this proposal for a public hearing on November 25, 1996. Proposal No. 758, 1996 is identified as follows:

REZONING CASE 96-Z-204 (96-DP-18)
1250 NORTH POST ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13
SENIORLIFE RESIDENCES, INC., by Joseph M. Scimia, requests a rezoning of 6.02 acres, being in the D-A and D-3 Districts, to the D-P classification to provide for the construction of a planned unit development for senior citizen residence consisting of 58 unit catered living apartments, 28 residential patio homes and a medical office building, all developed in phases.

Councillor Gray moved, seconded by Councillor Black, that Proposal No. 756, 1996 (Rezoning Case 96-Z-156) be scheduled for a hearing before the Council at its next regular meeting on November 25, 1996.

Councillor Coonrod stated that he objects to Councillor Gray's motion because this rezoning project is in his district and he has not received any input from his constituents regarding a problem with the project.

Councillor Gray stated that there are questions regarding certification of pari-mutuel betting according to results of a referendum at the recent elections. He added that there are concerns from constituents concerning another possible racetrack project at the fairgrounds, which is in his district.

Councillor Coonrod stated that the referendum has no bearing on the proposal Councillor Gray is asking to be called out for public hearing. He added that Councillor Gray's reasoning for calling out this proposal has nothing to do with this particular proposal, but rather a proposal that may be introduced at some future point in his district. This zoning proposal originates in the City of Lawrence, and has already been considered by the Council of the City of Lawrence, all of whose members are elected and live in the immediate area of the proposal site. An appeal was made to the Metropolitan Development Commission after approval by the City of Lawrence. Councillor Coonrod stated that the zoning has already received two public hearings, and there seems to be no reason for a third. He added that because this zoning ordinance is in his district, he feels another Councillor calling it out for public hearing is setting a bad precedent, without any prior conversation or consideration being given to him.

Councillor Black stated that the results of the referendum speak loud and clear, and added that he feels the citizens of Indianapolis need to be given a chance to speak on their own behalf.

Councillor Smith stated that the Director of the Fairgrounds indicated that during his tenure a pari-mutuel horse track will not be located at the fairgrounds, because the Board will not support such a project.

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Councillor Gray stated that he had received several calls from constituents who had not received return phone calls from Councillor Coonrod, and that this project was not perceived to be a positive one by the entire community. Councillor Coonrod stated that he has not received any messages that he has not returned, and asked that the names of these constituents be made available to him.

Councillor Short stated that he will abstain from voting on this issue as has been his practice since being elected to this body.

Councillor Franklin stated that allowing Councillor Gray to call out this proposal from another Councillor's district will be setting a bad precedent. He explained that even though he is an At-Large Councillor, who has jurisdiction over the entire County, he has never interfered in a project without first discussing it with the District Councillor. He added that he lives the closest to this area, and that this project is perceived by the community to be a good thing for the City of Lawrence, as the due process has shown.

Councillor Hinkle stated that he will be voting in support of Councillor Gray's motion due to his stance against legalized gambling, but that he does not condone the precedent of Councillors calling out zoning proposals in another Councillor's district.

Councillor Schneider agreed that voting in favor of Councillor Gray's motion will be establishing a bad precedent.

Councillor Coughenour asked Councillor Coonrod if any of his constituents had contacted him asking him to call this proposal out for a public hearing. Councillor Coonrod stated that he had not received any such request.

The motion to schedule Proposal No. 756, 1996 for a public hearing failed on the following roll call vote; viz:

6 YEAS: Black, Coughenour, Gray, Hinkle, O'Dell, Williams
20 NAYS: Borst, Boyd, Bradford, Cockrum, Coonrod, Curry, Dowden, Franklin, Golc, Jones, Massie, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford
1 NOT VOTING: Short
2 ABSENT: Brents, Gilmer

The Council did not schedule Proposal Nos. 756, 757, and 759-762, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 756, 757, and 759-762, 1996 were retitled REZONING ORDINANCE NOS. 241-246, 1996, and are identified as follows:

REZONING ORDINANCE NO. 241, 1996. 96-Z-156
9250 PENDLETON PIKE (approximate address), CITY OF LAWRENCE.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5
INDIANA DOWNS RACE TRACK, LLC, by Thomas Michael Quinn, requests a rezoning of 93.66 acres, being in the C-5, D-7 and D-A Districts, to the C-S classification to provide for a pari-mutuel horse racetrack with stables and other ancillary uses.

REZONING ORDINANCE NO. 242, 1996. 96-Z-199
4950 U.S. 31 SOUTH (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

CARL W. RITCHIE, by Stephen D. Mears, requests a rezoning of 0.88 acre, being in the C-3 District, to the C-6 classification to provide for thoroughfare-service commercial uses.

REZONING ORDINANCE NO. 243, 1996. 96-Z-207 (96-DP-21)
3450 WEST COSSELL ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16
INDIANAPOLIS PUBLIC HOUSING AGENCY requests a rezoning of 13.438 acres, being in the D-7 District, to the D-P classification to provide for residential development consisting of single- and two-family dwellings for a total of 50 units, community center, play areas and game courts.

REZONING ORDINANCE NO. 244, 1996. 96-Z-226 (96-DP-22)
5850 EAST TERRACE AVENUE (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13
KENNETH J. and KEVIN E. DEMLOW, by Mary E. Solada, request a rezoning of 9.0 acres, being in the D-2 District, to the D-P classification to provide for a planned unit development consisting of a 32 lot single-family residential development.

REZONING ORDINANCE NO. 245, 1996. 96-Z-89 (Amended)
2401 and 2410-2412 EAST WASHINGTON STREET and 2319 EAST WASHINGTON STREET a/k/a
8 SOUTH KEYSTONE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 15, 21
METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.4 acre, being in the I-3-U and C-2 Districts, to the C-5 classification to permit commercial development and to conform the zoning classification with the Highland Brookside Neighborhood Plan.

REZONING ORDINANCE NO. 246, 1996. 96-Z-201
1505 SOUTH VICTOR STREET (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19
THOMAS D. BANDY, SR., by J. Lee Robbins, requests a rezoning of 0.2 acre, being in the D-3 District, to the C-4 classification to provide for commercial development including automotive related uses for an existing automotive repair business located to the north.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 581, 1996. The proposal is an appropriation of \$27,956 for the Franklin Township Assessor to allow five full-time employees to reach the midpoint of their pay ranges financed from the County General Fund balances. Councillor Schneider moved, seconded by Councillor Dowden, to postpone Proposal No. 581, 1996 until November 25, 1996. Proposal No. 581, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 660, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 660, 1996 on October 30, 1996. The proposal is an appropriation of \$140,947 for the Prosecuting Attorney to continue funding six victim advocates working in various courts financed by federal and state grants. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 660, 1996 was adopted on the following roll call vote; viz:

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23 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, Shambaugh, Short, Smith, Tilford, Williams

0 NAYS:

4 NOT VOTING: Golc, Moriarty Adams, SerVaas, Talley

2 ABSENT: Brents, Gilmer

Proposal No. 660, 1996 was retitled FISCAL ORDINANCE NO. 111, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 111, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Forty Thousand Nine Hundred Forty-seven Dollars (\$140,947) in the State and Federal Grants Fund for purposes of the County Auditor and Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants 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 1.02(b,v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Prosecuting Attorney to provide continuing funding for six (6) victim advocates to work in various courts.

SECTION 2. The sum of One Hundred Forty Thousand Nine Hundred Forty-seven Dollars (\$140,947) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - Fringes	26,850
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	107,397
3. Other Services and Charges	<u>6,700</u>
 TOTAL INCREASE	 140,947

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>140,947</u>
TOTAL REDUCTION	140,947

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

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

PROPOSAL NO. 702, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 702, 1996 on October 30, 1996. The proposal is an

appropriation of \$30,960 for the Marion County Superior Court to pay expenses of the probation department financed by revenues in the Supplemental Adult Probation Fee Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be postponed. Councillor Dowden moved, seconded by Councillor Smith, to postpone Proposal No. 702, 1996 until November 25, 1996. The motion carried by a unanimous voice vote.

PROPOSAL NO. 703, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 703, 1996 on October 30, 1996. The proposal is an appropriation of \$20,800 for the Prosecuting Attorney to provide victim assistance training for the Victim Assistance Network financed by a grant from the Indiana Criminal Justice Institute. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 703, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
2 NOT VOTING: Franklin, Golc
2 ABSENT: Brents, Gilmer

Proposal No. 703, 1996 was retitled FISCAL ORDINANCE NO. 112, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 112, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twenty Thousand Eight Hundred Dollars (\$20,800) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants 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 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to provide victim assistance training for the Indiana Victim Assistance Network.

SECTION 2. The sum of Twenty Thousand Eight Hundred Dollars (\$20,800) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	20,800
TOTAL INCREASE	20,800

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>20,800</u>
TOTAL REDUCTION	20,800

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

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

PROPOSAL NO. 706, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 706, 1996 on October 30, 1996. The proposal is an appropriation of \$275,187 for the Community Corrections Agency to fund the home detention program for fiscal year 1996-97 financed by home detention user fees. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:26 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 706, 1996 was adopted on the following roll call vote; viz:

- 26 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
- 0 NAYS:
- 1 NOT VOTING: Golc
- 2 ABSENT: Brents, Gilmer

Proposal No. 706, 1996 was retitled FISCAL ORDINANCE NO. 113, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 113, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Seventy-five Thousand One Hundred Eighty-seven Dollars (\$275,187) in the Home Detention User Fee Fund for purposes of the County Auditor and Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee 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 1.02(b,z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Community Corrections for positions, various home detention equipment and office supplies.

SECTION 2. The sum of Two Hundred Seventy-five Thousand One Hundred Eighty-seven Dollars (\$275,187) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>HOME DETENTION USER FEE FUND</u>
1. Personal Services (Fringes)	29,500
<u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	130,449
2. Supplies	12,500
3. Other Services and Charges	60,380
4. Capital Outlay	<u>42,358</u>
TOTAL INCREASE	275,187

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

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>275,187</u>
TOTAL REDUCTION	275,187

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

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 661, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 661, 1996 on October 30, 1996. The proposal, sponsored by Councillor Borst, is an appropriation transferring \$20,000 in the County General Fund for the Forensic Services Agency to pay for additional chemicals, reagents, and supplies used in processing evidence. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 661, 1996 was adopted on the following roll call vote; viz:

- 25 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
- 0 NAYS:
- 2 NOT VOTING: Golc, Williams
- 2 ABSENT: Brents, Gilmer

Proposal No. 661, 1996 was retitled FISCAL ORDINANCE NO. 114, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 114, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Twenty Thousand Dollars (\$20,000) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that agency.

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 1.02(x) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency for additional chemicals, reagents, and supplies used in processing evidence.

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SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>20,000</u>
TOTAL INCREASE	20,000

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

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>20,000</u>
TOTAL DECREASE	20,000

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

PROPOSAL NO. 705, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 705, 1996 on October 30, 1996. The proposal is a transfer of \$10,149 in the State and Federal Grants Fund for the Community Corrections Agency to pay accrued time to two employees that resigned from the agency. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Hinkle, for adoption. Proposal No. 705, 1996 was adopted on the following roll call vote; viz:

- 24 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
- 0 NAYS:
- 3 NOT VOTING: Golc, Moores, Short
- 2 ABSENT: Brents, Gilmer

Proposal No. 705, 1996 was retitled FISCAL ORDINANCE NO. 115, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 115, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Ten Thousand One Hundred Forty-nine Dollars (\$10,149) in the State and Federal Grants Fund for purposes of Community Corrections and reducing certain other appropriations for that agency.

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 1.02. (z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to pay accrued time to two employees that resigned from the agency.

SECTION 2. The sum of Ten Thousand One Hundred Forty-nine Dollars (\$10,149) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
I. Personal Services	<u>10,149</u>
TOTAL INCREASE	10,149

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

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>10,149</u>
TOTAL DECREASE	10,149

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

PROPOSAL NO. 707, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 707, 1996 on October 30, 1996. The proposal is a transfer of \$16,135 in the County General Fund for the Community Corrections Agency to pay for equipment maintenance. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 707, 1996 was adopted on the following roll call vote; viz:

- 26 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
- 0 NAYS:
- 1 NOT VOTING: Gole
- 2 ABSENT: Brents, Gilmer

Proposal No. 707, 1996 was retitled FISCAL ORDINANCE NO. 116, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Sixteen Thousand one Hundred Thirty-five Dollars (\$16,135) in the County General Fund for purposes of the Community Corrections Agency and reducing certain other appropriations for that agency.

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 1.02(z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Community Corrections Agency for equipment maintenance.

SECTION 2. The sum of Sixteen Thousand One Hundred Thirty-five Dollars (\$16,135) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>16,135</u>
TOTAL INCREASE	16,135

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

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>16,135</u>
TOTAL DECREASE	16,135

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

ANNOUNCEMENTS AND ADJOURNMENT

General Counsel Robert Elrod read the following announcement:

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 96-Z-204, 96-DP-18, Council Proposal No. 758, 1996, at its next regular meeting on November 25, 1996, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 6.02 acres at 1250 North Post Road from D-A and D-3 districts to the D-P classification to provide for the construction of a planned unit development for senior citizen residence consisting of 58 unit catered living apartments, 28 residential patio homes, and a medical office building, all developed in phases.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by Councillor Cockrum in memory of Leonard E. "Gunny" Fields.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Leonard E. "Gunny" Fields. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:33 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 11th day of November, 1996.

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


President

ATTEST:


Clerk of the Council

(SEAL)