

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, February 23, 1981**

A Regular Meeting of the City-County Council of Indianapolis and Marion County, Indiana, convened in the Council Chambers of the City-County Building, at 7:25 p.m., Monday, February 23, 1981. President SerVaas in the Chair. Mr. David N. Jones opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

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

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

OFFICIAL COMMUNICATIONS

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

**TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

You are hereby notified that there will be a **REGULAR MEETING** of the City-County Council held in the City-County Building, in the Council Chambers, on Monday, February 23, 1981, at 7:00 p.m. The purpose of such **MEETING** being to conduct any and all business that may properly come before the regular meeting of the Council.

Respectfully,

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

**TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS
AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I cause to be published in The Indianapolis

NEWS and The Indianapolis COMMERCIAL on February 12, 1981, and February 19, 1981, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 62, 63, 64, and 74, 1981, to be held on Monday, February 23, 1981, 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:

GENERAL ORDINANCE NO. 14, 1981, amending Section 29-333 of the "Code of Indianapolis and Marion County, Indiana," providing for taxicab stands and establishing such stands at specified locations.

GENERAL ORDINANCE NO. 15, 1981, amending the "Code of Indianapolis and Marion County, Indiana," establishing Northern Avenue as one-way from Boulevard Place to Cornelius Avenue.

SPECIAL ORDINANCE NO. 2, 1981, authorizing the City of Indianapolis to issue its "Economic Development Mortgage Revenue Bond (Ferguson Steel Co., Inc., Project)" in the principal amount of six hundred thousand dollars and approving and authorizing other actions in respect thereto.

GENERAL RESOLUTION NO. 1, 1981, modifying the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 5, 1980, as amended.

GENERAL RESOLUTION NO. 2, 1981, authorizing the creation of a First Offender Program in the Municipal Court of Marion County.

GENERAL RESOLUTION NO. 3, 1981, establishing guidelines for a Deferred Compensation Program for City and County employees.

SPECIAL RESOLUTION NO. 12, 1981, honoring Mr. Jack McKinney.

SPECIAL RESOLUTION NO. 13, 1981, commending Mr. Herman Beem.

SPECIAL RESOLUTION NO. 14, 1981, honoring Deputy James C. Curry of the Marion County Sheriff's Department.

SPECIAL RESOLUTION NO. 15, 1981, commending Lieutenant Russell R. Freeland of the Marion County Sheriff's Department.

SPECIAL RESOLUTION NO. 16, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 17, 1981, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

**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 ordinance:**

**SPECIAL ORDINANCE NO. 1, 1981, approving and confirming the CATV franchise
contract by and between the City of Indianapolis, Indiana, through the Board of Public
Works of its Department of Public Works, and American Cablevision of Indianapolis, Inc.**

Respectfully submitted,

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

INTRODUCTION OF GUESTS

Councillor Coughenour introduced professors and students of Political Science from Taylor University, Upland, Indiana.

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

PROPOSAL NO. 110, 1981. Councillor Jones introduced the Decatur Township Junior Basketball Team who achieved an undefeated season to win the Decatur Township Junior Basketball Association Minor League Championship for 1981. Councillor Jones introduced the team players as follows: Jon Edwards, Chris Farnsley, David Jones, Shawn Shafer, Mike Shanklin, Jason Soladine, Lonnie Bullins, Scott Wycoff and Thomas Waites. Councillor Jones also recognized their Coach, Bill Schafer, for giving his time and energy to train the team and for coaching them to an outstanding victory. Councillor Jones read the resolution entitled SPECIAL RESOLUTION NO. 18, 1981. Councillor Jones then presented Coach Schafer and the individual team members with a Special Resolution signed by the City Clerk, President SerVaas, and Mayor Hudnut, III. He also presented, on behalf of himself and the Mayor, a key to the City of Indianapolis. Proposal No. 110, 1981, was adopted by a unanimous voice vote. The proposal was then retitled SPECIAL RESOLUTION NO. 18, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 18, 1981

A SPECIAL RESOLUTION commending the 1981 Decatur Township Junior Basketball Association Champions.

WHEREAS, Coach Bill Shafer has given generously of his time, talents and energy to train his team of community youths in the fundamental skills of basketball; and,

WHEREAS, Throughout the competitive exchange and team effort of the season, the coach and team members have exhibited the highest ideals of athletic competition; and,

WHEREAS, Team members Jon Edwards, Chris Farnsley, David Jones, Shawn Shafer, Mike Shanklin, Jason Soladine, Lonnie Bullins, Scott Wycoff and Thomas Waites have maintained an undefeated record through their eleven season contests, culminating in their 1981 Decatur Township Junior Basketball Association Minor League Championship; 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, recognizing the merit of athletic competition to the development of character and physical well-being in the youth of our community, congratulate Coach Bill Shafer and his 1981 Champions.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 95, 1981. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance appropriating \$29,530 for the Marion County Guardian Home to renovate the kitchen facilities"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 96, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance appropriating \$14,688 for the Marion County Sheriff's Department to provide additional traffic control for high accident areas"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 97, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance appropriating \$36,521 for the Marion County Sheriff's Department to fund the operations of the Community Corrections Center"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 98, 1981. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal allowing businesses to deny service to anyone with their facial features covered"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 99, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance establishing one-way south-bound traffic on Greer Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 100, 1981. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a General Ordinance authorizing changes in the personnel compensation schedule of the Probate Division, Marion County Superior Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 101, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance establishing a load limit on Lesley Avenue"; and the President referred it to the Transportation Committee.

MODIFICATION OF SPECIAL ORDERS

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

PROPOSAL NO. 102, 1981. Councillor Tintera moved, seconded by Councillor Brinkman, to suspend the Rules of the Council on Preparation, Initiation, and Introduction of Proposals, allowing this proposal authorizing proceedings with economic development revenue bonds in the amount of \$450,000 for 47 South Meridian Company, to be introduced under suspension of these Rules and heard at this time; consent of the Council was given. Councillor Tintera informed the Council that this proposal was heard in the Economic Development Committee prior to the Council meeting and it was passed by a vote of 3-0. Councillor Tintera stated that the purpose of this proposal is to request the issuance of supplemental bonds in the total principal amount of \$450,000 and the loan of the proceeds of those bonds for the purpose of financing a portion of the cost of additional tenant improvements not included within the original scope of the project, and related costs and expenses. Proposal No. 102, 1981, was then adopted on the following roll call vote; viz:

27 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

NO NAYS

2 NOT VOTING: *Mr. Howard, Mr. Schneider*

Proposal No. 102, 1981, was then retitled SPECIAL RESOLUTION NO. 19, 1981, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 1981

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

WHEREAS, the City of Indianapolis, Indiana, (the "City"), is authorized by I.C. 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 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, 47 South Meridian Company, an Indiana limited partnership, (the "Company") previously had advised the Indianapolis Economic Development Commission and the City that it proposed that the City acquire, renovate and equip certain economic development facilities and sell or lease the same to the Company or that the City loan the proceeds of such a financing to the Company for such purposes, said economic development facility to be an approximate 58,000 square foot office building including possible retail space on the ground floor and possible restaurant space in the basement, to be leased or sub-leased to the general public, and the machinery and equipment to be installed therein, to be located at 47 South Meridian Street, Indianapolis, Indiana, (the "Project"); and

WHEREAS, pursuant to the City-County Special Ordinance No. 9, 1979, adopted on October 1, 1979, this City-County Council authorized the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1979, (47 South Meridian Company Project)" in the principal amount of One Million Seven Hundred and Fifty Thousand Dollars (\$1,750,000) and approved and authorized other actions in respect thereto and approved the final forms of the Loan Agreement, Mortgage and Indenture of Trust, Bond Purchase Agreement, Bond Guaranty Agreement, Note and Assignment of Leases (such documents being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code 18-6-4.5); and

WHEREAS, Section 2.12 of the Mortgage and Indenture of Trust among 47 South Meridian Company, the City of Indianapolis, and Merchants National Bank & Trust Company of Indianapolis, as Trustee, dated as of October 2, 1979, provides in part that additional bonds may be issued, authenticated and delivered for the purpose of providing funds for completing the Project or making additions to the Project; and

WHEREAS, it was originally contemplated that the office space in the building would be leased on an "open office" basis, with relatively few tenant improvements, it has become apparent that additional, conventional tenant improvements are necessary to market the office space. Furthermore, it was originally contemplated that space on the first floor of the building would be leased, without tenant improvements, for retail uses. However, it now appears that office use, which again will require conventional tenant improvements, is likely. Finally, it was originally contemplated that space in the basement of the building would be leased for storage. However, it is now planned to cut the atrium through to the basement and to lease space in the basement for tenant occupancy, which will require tenant improvements to that space; and that all of these will produce additional costs; and

WHEREAS, the Company has advised the Indianapolis Economic Development Commission and the City that it proposes that the City issue additional revenue bonds to complete the renovation and equipping of certain economic development facilities and that the City loan the proceeds of such a financing to the Company for such purposes, said economic development facility to be an approximate 58,000 square foot office building to be leased or sub-leased to the general public, and the machinery and equipment to be installed therein, to be located at 47 South Meridian Street, Indianapolis, Indiana, (the "Project"); and

WHEREAS, the diversification of economic development and increase in job opportunities to be achieved by the completion of the renovation and equipping of the Project will be of public benefit to the health, safety and general welfare of the City and its citizens; and

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

WHEREAS, the renovation, equipping and leasing or sub-leasing of the facilities will not have an adverse competitive effect on any similar facility already constructed or operating in or about Indianapolis, Indiana; now therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in 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 in an approximate amount of \$450,000 under the Act to be privately placed and to be issued pursuant to the provisions of the Mortgage and Indenture of Trust dated as of October 2, 1979, among the 47 South Meridian Company, the City of Indianapolis and Merchants National Bank and Trust Company of Indianapolis, as Trustee, and the loaning of the proceeds of such financing to 47 South Meridian Company, an Indiana limited partnership (the "Company"), for such purposes and the leasing or sub-leasing 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 completion of the 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 loan the proceeds of such financing to the Company for the same purposes.

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

PROPOSAL NO. 103, 1981. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a Special Resolution declaring the expansion of the Marion County Jail as a necessity and authorizes construction through the Marion County Building Authority"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 104, 1981. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance prohibiting stopping, standing or parking on portions of Meridian Street"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 62, 1981. Councillor West stated that this proposal appropriates \$13,440 for the Marion County Sheriff for one additional employee. He added that it has not been heard in Committee. Councillor West requested that Proposal No. 62, 1981, be Postponed until the next meeting of the Council. Consent was given and the Proposal was Postponed until March 9, 1981.

PROPOSAL NO. 63, 1981. Councillor West stated that this proposal appropriates \$10,387 of LEAA funds for the Marion County Prosecutor for a Deputy Prosecutor's salary under the 18-month MCI Grant, expiring during the second half of 1981. Councillor West stated that this proposal was amended in the Committee and was passed by a vote of 7-0. Council consent was given for the amendment. President SerVaas asked if any members of the public wished to speak. There being none, Councillor West moved to adopt Proposal No. 63, 1981, As Amended; and it was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: *Mr. Howard*

Proposal No. 63, 1981, As Amended, was then retitled FISCAL ORDINANCE NO. 12, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980) appropriating an additional Ten Thousand Three Hundred Eighty-seven dollars (\$10,387) in the County General Fund for purposes of the Marion County Prosecutor and reducing the unappropriated and unencumbered balance in the County 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 2.04 of the City-County Annual Budget for 1981, be, and the same is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for a Deputy Prosecutor's salary to be reimbursed by the Indianapolis Police Department from a Crime Control Grant.

SECTION 2. The sum of Ten Thousand Three Hundred Eighty-seven dollars (\$10,387) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY PROSECUTOR	COUNTY GENERAL FUND
10. Personal Services	\$ 8,785
MARION COUNTY AUDITOR	
24. Current Charges	210
25. Current Obligations	1,392
TOTAL INCREASES	<u>\$10,387</u>

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

MARION COUNTY PROSECUTOR	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	\$10,387
TOTAL REDUCTIONS	<u>\$10,387</u>

SECTION 5. Section 2.03(b) of the City-County Fiscal Ordinance No. 73, 1980, be amended by deleting the crosshatched portions and adding the new amounts.

(9) PROSECUTING ATTORNEY

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Admin. Staff	2	19,000	37,230
Admin. Supervisor	6	17,520	73,750
Admin. Secretary	9	13,200	83,000 86,237
General Secretary	12	11,500	95,356
Computer Supervisor	4	12,000	35,000
Investigator	3	27,357	63,776
Law Clerk	14	13,000	60,505
Paralegal	14	16,000	119,820
Chief Counsel	1	27,000	27,000
Supervisor of Professionals	7	25,185	120,000
Full & Part-time			
Deputy Prosecutors	43	23,000	650,430
Clerical - CETA	4	10,000	30,000
Temporary Help			20,000
Witness Fees			13,000
Vacancy Factor			110,114,335 (108,804)

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 ~~\$1,130,415~~ \$1,323,300.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 64, 1981. Councillor West explained that this proposal appropriates \$4,795 for the Marion County Superior Court Juvenile Division for unexpended expenses. Councillor West noted that the Public Safety and Criminal Justice Committee discussed this proposal on February 12, 1981, at which time it was recommended "Do Pass" to the full Council. Councillor West reiterated that this proposal will appropriate \$4,795 for the Juvenile Division for unexpended LEAA funds reserved during 1980 for non-personnel expenses. President SerVaas then asked if any members of the public wished to speak. There being none and after Council discussion, Proposal No. 64, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

2 NOT VOTING: Mr. Boyd, Mr. Howard

Proposal No. 64, 1981, was retitled FISCAL ORDINANCE NO. 13, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 13, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City—County Fiscal Ordinance No. 73, 1980), appropriating an additional Four Thousand Seven Hundred Ninety-five dollars (\$4,795) in the Crime Control Fund for purposes of the Marion County Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the Crime Control 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 2.05 of the City-County Annual Budget for 1981, be, and the same is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds in the 1981 Crime Control Fund which were not expended during 1980.

SECTION 2. The sum of Four Thousand Seven Hundred Ninety-five dollars (\$4,795) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY SUPERIOR COURT, JUVENILE DIVISION	CRIME CONTROL FUND
32. Contractual Services	15
33. Travel	2,417
34. Equipment	225
35. Operating Expense	<u>2,138</u>
Total Increases	\$4,795

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

MARION COUNTY SUPERIOR COURT, JUVENILE DIVISION	CRIME CONTROL FUND
Unappropriated and Unencumbered Crime Control Fund	<u>\$4,795</u>
Total Reduction	\$ 4,795

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

PROPOSAL NO. 74, 1981. Councillor West stated that this proposal appropriates \$16,182 for the Marion County Sheriff from the Crime Control Fund. Councillor West reported that this proposal was passed in the Public Safety Committee by a vote of 7-0. President SerVaas asked if any member of the public wished to speak. There being none, Councillor West then moved for adoption. Proposal No. 74, 1981, was then adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Mrs. Nickell

Proposal No. 74, 1981, was retitled FISCAL ORDINANCE NO. 14, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 14, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance No. 73, 1980), appropriating an additional Sixteen Thousand One Hundred Eighty-two dollars (\$16,182) in the Crime Control Fund for purposes of the Marion County Sheriff and reducing the unappropriated and unencumbered balance in the Crime Control 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 2.05 of the City-County Annual Budget for 1981, be, and the same is hereby amended by the increases and reductions hereinafter stated for the purposes of providing appropriation of remaining 1980 Crime Control Fund in the 1981 Budget.

SECTION 2. The sum of Sixteen Thousand One Hundred Eighty-two dollars (\$16,182) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY SHERIFF	CRIME CONTROL FUND
32. Contractual Services	\$ 12,750
33. Travel	2,372
35. Operating Expense	1,060
Total Increase	\$ 16,182

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

MARION COUNTY SHERIFF	CRIME CONTROL FUND
Unappropriated and Unencumbered Crime Control Fund	\$ 16,182
Total Reductions	\$ 16,182

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

SPECIAL ORDERS, UNFINISHED BUSINESS

PROPOSAL NO. 28, 1981. Councillor Miller stated that this proposal would allow nine sick days and three personal leave days and would add a new provision that would grant three perfect attendance days that could be accrued over a four-month period. Presently, the Administration provides employees with twelve paid sick days per year. The perfect attendance days would be taken with the permission of the Supervisor, thereby, scheduling the days to be taken off. Councillor Miller also

stated that this ordinance provides a provision for the amount to be paid for holidays. In closing, Councillor Miller stated that the Administration Committee recommended this proposal for passage by a vote of 3-1-1. Councillor West moved, seconded by Councillor Borst, the following amendment:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move that City—County Council Proposal No. 28, 1981, be amended as follows: "In Section 5 of the Proposal, in the title line of Section 23-28, delete the semi-colon and the words 'perfect attendance leave', and delete in its entirety the new subsection (b) of Section 23-28".

Councillor West

Council consent was given; the preceding amendment was then adopted by the following roll call vote; viz:

16 YEAS: Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Jones, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mrs. Stewart, Mr. West

12 NAYS: Mr. Boyd, Mr. Campbell, Mr. Cottingham, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Page, Dr. SerVaas, Mr. Strader, Mr. Tintera, Mr. Vollmer

1 NOT VOTING: Dr. Borst

Mr. Donald McPherson, Director of the Department of Administration, stated that they have worked in good faith with the Union and felt this would address the problems they are facing. Mr. McPherson stated that he hopes that this proposal will improve the attendance rate, adding that the best test is to implement. After further discussion, Proposal No. 28, 1981, As Amended, was adopted on the following roll call vote; viz:

22 YEAS: Mr. Boyd, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Howard, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rhodes, Mr. Schneider, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

3 NAYS: Mrs. Brinkman, Mr. Clark, Mr. Hawkins

4 NOT VOTING: Dr. Borst, Mrs. Journey, Mr. Rader, Dr. SerVaas

Proposal No. 28, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 16, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 16, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by amending Chapter 23 to modify various provisions dealing with city and county employee personnel policy.

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

SECTION 1. Section 23-1 of Article I of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 23-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them in this section:

"City" shall mean all of the six UNIGOV Departments as well as the various County and Township Assessors' Offices.

"Compensatory Leave" shall mean time off from regular hours of work which is granted for work performed or time served beyond the time constituting the normal workweek as determined at the discretion of the city or county offices, department, division, bureau or commission involved.

"Employee" shall mean and include all city and county employees, except police officers, firefighters, sheriff's deputies and elective officers of the city or county.

"Full-time" employee shall mean an employee who is employed on a year-round basis and works the full regularly scheduled workweek of the office in which such employee works.

"Holiday" shall mean those days as officially declared in Section 23-32 of this Chapter.

"Jury duty leave" shall mean time off granted an employee who is summoned for jury duty or as a witness in an action in any court; provided, however, no employee shall receive compensation in a proceeding in which such employee is a party or has an interest.

~~"Leave day" shall mean a workday when taken but for computation purposes in this chapter, shall consist of eight (8) hours leave without regard to the actual length of the workday.~~

"Leave without pay" shall mean time off granted an employee for which pay is not authorized or granted.

~~"Malingering" shall mean to pretend illness so as to avoid duties as assigned.~~

~~"Military leave" shall mean time off without pay granted to an employee in compliance with all acts of Congress relating to military service, reservists and rights of veterans and time off with pay, as limited herein.~~

"Official" shall mean any elected city, county or township officer, the PRE-SIDING MUNICIPAL COURT JUDGE, the DIRECTOR OF THE COOPERATIVE EXTENSION SERVICES, the DIRECTOR OF CENTRAL DATA PROCESSING or his/her designee.

"Part-time employee" shall mean an employee who is employed on a year-round basis, but for less than the average workweek of the office in which such employee works.

"Part-time/temporary employee" shall mean an employee who is scheduled to work less than the average scheduled workweek of the office and less than the entire year.

"Sick leave" shall mean time off granted an employee whose illness, injury or disability is compensated under this workman's compensation laws, the employee shall not be entitled to sick leave compensation.

"Supervisor" means any individual having authority, in the interest of the employer, to hire, transfer, suspend, lay off, recall, promote, discharge, assign, reward or discipline other employees, or responsibility to direct them, or adjust their grievances, or effectively to recommend such action, if in connection with the foregoing the exercise of such authority is not of a merely routine or clerical nature but requires the use of independent judgment.

"Temporary ~~by~~ /seasonal employee" shall mean an employee who is employed on less than year-round basis or for a limited period of time.

"Vacation leave" shall mean paid time off granted for annual vacation or for other personal reasons.

SECTION 2. Section 23-24(c) of Article II of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Section 23-24. Policy as to leaves of absence of employees.

(c) ~~The department head by any elected county~~ officials shall have the authority to authorize any officer or officer to extend the maximum leaves of absence prescribed in this article, for certain specific individuals or classes or employees, when the nature of the work and normal employment practices make such action advisable for health reasons or other grounds deemed reasonable by him to justify any exemptions.

SECTION 3. Section 23-26 of Article II of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Section 23-26. Vacation leave.

(a) "Accrual schedule for Unigov departments and applicable county and township assessors' offices."

(1) Employees with less than ~~a total of~~ seven (7) continuous years of employment shall receive ~~ten (10) eighty (80) vacation days/hours; the vacation leave shall accrue monthly at the rate of five-sixths (5/6) of one leave day six and sixty-six hundredths (6.66) hours per month.~~

(2) Employees with ~~a total of~~ seven (7) continuous years of employment but less than fifteen (15) continuous years of employment shall receive ~~fifteen (15) one hundred twenty (120) vacation leave days/hours, which shall accrue monthly at the rate of one and two-thirds (1 2/3) leave days ten (10) hours per month.~~

(3) Employees with ~~a total of~~ fifteen (15) or more continuous years of employment shall receive ~~twenty (20) one hundred sixty (160) vacation leave days/hours, which shall accrue at the rate of one and two-thirds (1 2/3) leave days/thirteen and thirty-three hundredths (13.33) hours per month.~~

(4) Vacation leave can only accrue if the employee works or is on a paid leave of absence for more than half of the month.

~~(b) "Conversion to work hours and weeks". One full day's absence shall be considered eight (8) leave (work) hours in all cases. Vacation leave taken for five (5) or more consecutive working days shall be charged at the rate of five (5) leave days per calendar week, without regard to the length of the workweek in the particular department.~~

(b) "Accrual schedule for applicable county and township assessors' offices"

(1) Employees with less than seven (7) continuous years of employment shall receive seventy-five (75) vacation hours; the vacation leave shall accrue monthly at the rate of six and twenty-five hundredths (6.25) hours per month.

(2) Employees with seven (7) continuous years of employment but less than fifteen (15) continuous years of employment shall receive one hundred twelve and five tenths (112.5) vacation hours which shall accrue at the rate of nine and three hundred seventy-five thousandths (9.375) hours per month.

(3) Employees with fifteen (15) or more continuous years of employment shall receive one hundred and fifty (150) vacation hours, which shall accrue at the rate of twelve and five tenths (12.5) hours per month.

(4) Vacation leave can only accrue if the employee works or is on a paid leave of absence for more than half of the month.

(c) "Charging vacation." Vacation shall be charged at the rate the employee is scheduled to work.

(d) "Persons ineligible for leave." In the first year of service, no employee shall take or accrue ~~any~~ vacation leave until after six (6) months of continuous employment. At the end of this six (6) month period, a full-time employee will be credited with forty (40) hours of vacation leave if applicable, or thirty-seven and five tenths (37.5) hours of vacation leave.

(1) Those employees who are starting to work on or before the 15th day of the month shall have their account credited with the appropriate vacation time on the 1st day of the sixth month following the month in which they were hired.

(2) Those employees who are starting to work on or after the 15th day of the month shall have their account credited with the appropriate vacation time on the 1st day of the seventh month following the month in which they were hired.

(3) The employee must work six (6) months before any time can be credited to his/her account.

(4) Employees who have been terminated or who have resigned from City employment will receive credit for vacation accrued in the month they left our employment only if they worked longer than the fifteenth day of the month.

(5) No employee who has not been employed for a minimum of six (6) months shall be eligible for vacation pay upon termination.

(e) "Vacation dates." An employee must request the dates of his individual vacation leave two weeks in advance, but the final right to approve vacation leave shall rest with the office, department, division, bureau or commission involved in order to preserve efficiency and provide the necessary service.

(f) "Part-time employees." At the discretion of the appropriate official, part-time employees may be entitled to leave; however, leave pay for these employees shall not exceed the rate of their average weekly or monthly salary during the previous six (6) months of employment.

(g) "When vacation leave does not accrue." No leave shall accrue while an employee is on any leave without pay status. No temporary or seasonal or part-time/temporary employee is eligible to accrue vacation leave or pay.

(h) "Vacation Carry-over." Vacation leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the appropriate official, up to a maximum of eighty (80) hours if on Accrual Schedule (a) and seventy-five (75) hours if on Accrual Schedule (b) earned vacation leave may be carried over from one calendar year to the next calendar year, provided such officials retain the right to schedule such carry-over vacation leave at their discretion in order to maintain the efficiency of the operation involved.

(i) "Two Weeks Notice." Two weeks notice must be given upon voluntary resignation in order to receive payment for accrued vacation time.

(j) "Disability Leave." All accrued vacation time must be taken prior to beginning an approved disability leave.

SECTION 4. Section 23-27 of Article II of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 23-27. Sick leave.

(a) "Accrual Schedule for Unigov departments and appropriate county townships assessors' offices."

(1) Full-time employees shall accrue sick leave at the rate of six (6) hours per month, seventy-two (72) hours per year. Part-time employees, at the discretion of the appropriate official shall accrue sick leave on a pro rata basis (based on the percentage of the normal work week which they employee works). Temporary seasonal or part-time/temporary employees shall not accrue sick leave.

(2) Those employees who are starting to work on or before the 15th day of the month shall have their account credited with six (6) hours of sick time on the 1st day of the month following the month in which they were hired.

(3) Those employees who are starting to work after the 15th day of the month shall have their account credited with six (6) hours of sick time on the first day of the second month after they were hired.

(4) An employee must work one (1) month before any time can be credited to his/her account.

(5) Sick leave can only accrue if the employee works or is on a paid leave of absence for more than half of the month.

(b) "Accrual Schedule for appropriate county and township assessors' offices."

(1) Full-time employees shall accrue sick leave at the rate of five and sixty-three hundredths (5.63) hours per month, sixty-seven and five tenths (67.5) hours per year. Part-time employees, at the discretion of the appropriate official may accrue sick leave on a pro rata basis (based on the percentage of the normal week the employee works). Temporary/seasonal or part-time/temporary employees shall not accrue sick leave.

(2) Those employees who are starting to work on or before the 15th day of the month shall have their account credited with five and sixty-three hundredths (5.63) hours of sick time on the first day of the month following the month in which they were hired.

(3) Those employees who are starting to work after the 15th day of the month shall have their account credited with five and sixty-three hundredths (5.63) hours of sick time on the first day of the second month after they were hired.

(4) An employee must work one (1) month before any time can be credited to his/her account.

(5) Sick leave can only accrue if the employee works or is on a paid leave of absence for more than half of the month.

(c) "Unearned leave." Sick leave cannot be used prior to accrual and cannot be earned while on any leave without pay status.

(d) "Justification." The burden of proof rests with the employee to convince his supervisor that sick leave is justifiable. The supervisor may require a medical certificate or other evidence of illness. Sick leave is only to be used for a personal doctor's appointment or personal illness.

(e) "Malingering." In case of malingering, the supervisor may designate such leave as vacation leave or leave without pay or as grounds for dismissal.

(f) "Conversion." Any employee accruing eighteen (18) days of sick leave subsequent to July 1, 1973, shall be eligible to accrue excess accumulated sick leave. The employee may convert such excess accumulated sick leave to vacation leave at a rate of one (1) vacation day for two (2) days of excess accumulated sick leave. If such employee wishes to make such an election, he/she must file a written request with the ~~personnel administrator~~ appropriate official by December ~~15th~~ 1st or June/~~15th~~ 1st of each year. Such leave which is converted to vacation leave, shall be deducted from the sick leave accumulation of such employee and credited to the employee's vacation account on January 1 or July 1. Accrued sick leave of an employee must be verified by either the director of administration for city employees, or the ~~county auditor~~ appropriate official for county or township assessors' employees. Once conversion is elected, the time converted from sick leave to vacation leave cannot be converted back, and is then subject to the maximum eighty (80) hour carry over provision.

(g) "Separation from employment." Upon separation from employment by reason of death, permanent disability or defined by the Social Security Act, or retirement under circumstances such that the employee would be eligible for retirement benefits under social security or any other plan in effect by the employer, any employee with more than one (1) year of employment from the last date of hire will be entitled to compensation for accrued accumulated sick leave at one-half his or her regular daily rate or compensation.

(h) "Charging sick leave." Sick leave may only be taken in one (1) hour increments.

SECTION 5. Section 23-28 of Article II of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by repealing the existing Section 23-28 and adding a new Section 23-28 to read as follows:

Sec. 23-28. Personal leave.

(a) "Personal leave."

(1) Full-time employees shall receive one personal day (eight (8) hours for Unigov departments and appropriate county township assessors' offices, or seven and five tenths (7.5) hours for the appropriate county and township assessors' offices) for each four (4) month period:

January 1 — April 30

May 1 — August 31

September 1 — December 31

Such leave shall be credited to the employee's account January 1, May 1, and September 1, the first working day of the trimester.

(2) If personal leave is not used prior to December 31st of each calendar year, it is automatically converted to sick leave and added to the employee's accumulated sick leave bank.

(3) Prior approval to take such leave must be obtained from the appropriate supervisor.

(4) At the discretion of the appropriate official, part-time employees shall receive personal leave on a pro-rata basis depending upon the percentage of the work week the employee works in each four (4) month period.

(5) Temporary/seasonal and part-time/temporary employees shall not receive personal leave.

(6) New hires will receive personal leave upon completing one full four (4) month period. The four (4) month period is a calendar period, not four (4) months from the date of hire.

(7) Personal leave time may only be taken in one (1) hour increments.

(8) Personal leave cannot be earned while on any leave without pay status.

SECTION 6. Section 23-30 of Article II of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 23-30. Unpaid leave of absence.

(a) "General leave of absence." Employees may be granted a leave of absence without pay, provided a written application is submitted for approval and provided further that such leave does not interfere with the efficient operation of the office, department, division, bureau, ~~by commission or function.~~ An employee desiring a leave of absence shall make written application to the appropriate ~~administrative~~ official and receive written approval from such official before the commencement of the requested leave. The application approval shall state the dates for which leave is requested and granted, and the reasons therefor. Only with the approval of the appropriate official can an employee return early from a scheduled leave of absence.

(b) "Disability leave."

(1) An employee who becomes temporarily disabled and as a result will be unable to work at full capacity for ~~an extended period of time greater than a two (2) week period~~ may receive, upon written request and physician's confirmation of disability, an unpaid temporary disability leave of absence. Such temporary disability leave shall include leaves by reason of pregnancy and ~~female's pregnancy leave shall be accorded a pregnancy leave~~ in a manner consistent with leave extended because of other temporary disabilities. ~~Except as hereinafter provided with respect to pregnancy leaves such temporary disability leaves shall not exceed ninety (90) calendar days. Employees may be granted a maternity leave of absence without pay. Such leave shall normally be taken by the employee beginning at a time when, for medical reasons, the employee's doctor determines that the employee should no longer work. The employee agrees to present a doctor's statement that employment is or is not medically approved. The employee must give her department head a report of her medical condition every thirty (30) days and at least two (2) weeks advance notice of the date she intends to return to work. Such employee will be returned to her regular job, if available, then to another comparable job which may be available. The employee must return to work within the period of time recommended by the physician, not to exceed two (2) months after the termination of the pregnancy; provided, however, that for good and sufficient medical cause, the date of return may be extended, provided such is prescribed by the physician.~~

(2) If the employee knows in advance that he/she will be receiving medical attention such as an operation or delivery of a child, the employee needs to request formally a leave of absence in writing from the appropriate official a minimum of two weeks prior to the time the desired leave is to commence. Such leave should normally commence at a time when, for medical reasons, the physician determines that the employee should no longer work. With the request, a physician's statement should be attached which indicates that employment from the time of the request until the leave commences is medically approved.

(3) If a medical disability occurs such as a heart attack or stroke where no forewarning of illness can be given, the employee's supervisor, upon notification by the employee or a member of his/her family should fill out the leave of absence request and submit it to the appropriate official on behalf of the employee.

(4) The appropriate official shall make his/her decision to deny or grant the request for disability leave within one (1) week of receipt of such request.

(5) Upon granting a disability leave of absence, the appropriate official is assuring the individual of his or her former position or another position in the department or office upon returning to work.

(6) Once a disability leave has been granted, the appropriate official will notify the employee of such decision in writing. Temporary disability leave shall commence only after all vacation, sick leave or other accumulated leaves have been exhausted.

(7) Once notification of an approved leave has been given the employee must give the appropriate official a report of his/her medical condition every thirty days.

(8) A minimum of two weeks notice plus a medical release form indicating that an employee is capable of returning to work and performing his/her former job must be sent to the appropriate official.

(9) The employee must return to work within the period of time recommended by the physician, not to exceed two months after the operation or termination of pregnancy; provided, however, that for good and sufficient medical cause, the date of return may be extended based on the recommendation of the physician and approved by the appropriate official but in no case shall the leave be extended for more than a total of six months.

~~(d) Temporary disability leave shall commence only after all vacation, sick leave or other accumulated leaves have been exhausted.~~

A violation of any of the terms of a leave taken pursuant to this section may result in discharge.

~~(d) During a period of any leave, the employee's position may be filled; the employee will be returned to his former position if available, if not available, then to another comparable job which may be available.~~

SECTION 7. Section 23-32 of Article I of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 23-32. Holidays.

(a) ~~(Designated)~~ The following are designated as city holidays for full time employees:

New Year's Day (January 1st);
Martin Luther King Day (January 15);
Presidents Day (third Monday of February);
Good Friday (Friday preceding Easter);
Memorial Day (last Monday of May);
Independence Day (July 4th);
Labor Day (first Monday of September);
Thanksgiving Day (fourth Thursday of November);
Friday after Thanksgiving Day;
Christmas Day (December 25th);
Primary Election Day; and
General Election Day in years with state and municipal elections.

(b) Days celebrated as holidays. When any of these holidays occur on Sunday, the Monday succeeding shall be designated as the legal holiday. ~~For employees who are employed in functions which must necessarily be continued at all times, a policy of compensatory leave or overtime for work on holidays shall be determined by the competent authority of each office in cooperation with the director of the department of administration. When any holiday occurs on Saturday, the Friday preceding shall be designated as the legal holiday.~~

(c) Holiday pay for unworked holiday. Full-time employees /Eligible hourly workers/ shall receive holiday pay at the employee's regular straight time rate for each of the designated holidays. ~~if they are normally scheduled to work on that day.~~

(d) Pay for working on a holiday. Eligible employees shall be paid straight time and one-half (1/2) in addition to holiday pay for any and all time authorized for work on the day designated as the holiday or compensatory time and one-half (1/2) off as the case may be.

(e) Eligibility. To be eligible the employee must work the full scheduled workday before and the full scheduled workday following the holiday, unless the employee is on a paid leave of absence. There shall be no duplication or pyramiding of holiday pay for holidays falling on Saturday or Sunday but which are observed on other days.

(f) Failure to report for scheduled work. Any employee scheduled to work on a day designated as a holiday, who fails to report for work or absents himself or herself for that day, shall not be eligible for holiday pay or compensatory time off as the case may be.

(g) Part-time employees shall receive holiday pay only if they are normally scheduled to work on the day that has been designated as a holiday and only the hours the employee would normally be scheduled to work.

(h) Temporary/seasonal and part-time/temporary employees do not receive holiday pay.

SECTION 8. Section 23-33 of Article II of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 23-33. Death leave.

Upon the death of a member of the immediate family, i.e., spouse, mother, father, son, daughter, brother, sister, an employee will receive a maximum of three (3) working days' leave with pay. The ~~Director of the Department/~~ appropriate official has discretion to grant three (3) days for leave to be charged against any earned vacation or sick leave time except sick leave for a death of someone other than those listed above. Documentation of the appropriate circumstances may be required of the employee, i.e. death certificate or article. Additional time off to be charge to earned leave time except sick leave, if available, or without pay may be granted at the discretion of the city or county office, department, division, bureau or commission.

SECTION 9. Section 23-34 of Article II of Chapter 23 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the words underlined and deleting the words crosshatched as follows:

Sec. 23-34. Temporary and occupational leaves. The head of any office may approve temporary leaves and occasional leaves, with pay, to permit employees to attend conventions, short training sessions, to observe operations in other cities or counties deemed beneficial to government, or for other purposes approved by such officer. ~~Leaves for these purposes shall be granted in addition to the other leave benefits listed in this chapter, but shall not be granted to exceed five (5) additional leave days in any calendar year. The Mayor or a County Officer may grant such leaves, with pay, to any employee in any instance and for any reason he deems sufficient.~~

SECTION 10. (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 11. 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, 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 12. This ordinance shall be in effect from and after its passage by the Council and compliance with I.C. 18-4-5-2.

PROPOSAL NO. 53, 1981. Councillor Rhodes moved to take Proposal No. 53, 1981, from the table. Councillor McGrath, sponsor of this proposal which transfers \$20,000 in the Parking Meter Fund for purposes of the Parking Meter Division, Department of Transportation, stated that this proposal was heard and recommended before the Transportation Committee by a vote of 7-0. After further discussion, Councillor McGrath moved, seconded by Councillor Rader, for adoption, after which, Proposal No. 53, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Dr. Borst

Proposal No. 53, 1981, was retitled FISCAL ORDINANCE NO. 15, 1981, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 15, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Council Fiscal Ordinance No. 73, 1980) transferring and appropriating Twenty Thousand dollars (\$20,000) in the Parking Meter Fund for purposes of the Parking Meter Division, Department of Transportation, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY—COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND 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 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purpose of providing funds for the purchase of parking meter mechanisms necessary to convert to the new rate schedule.

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:

DEPARTMENT OF	PARKING
TRANSPORTATION	METER
PARKING METER DIVISION	FUND
23. Materials	\$20,000
Total Increases	<u>\$20,000</u>

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

DEPARTMENT OF	PARKING
TRANSPORTATION	METER
PARKING METER DIVISION	FUND
21. Contractual Services	\$20,000
Total Reductions	<u>\$20,000</u>

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

SPECIAL ORDERS – FINAL ADOPTION

PROPOSAL NO. 3, 1981. Councillor Schneider stated that this proposal transfers \$8,791 in the County General Fund for the Warren Township Assessor. Councillor Schneider reported that this proposal received a “do pass” recommendation in the County and Townships Committee. Councillor Schneider moved, seconded by Councillor Brinkman, for adoption. Proposal No. 3, 1981, was then adopted on the following roll call vote; viz:

25 YEAS: Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NAYS

4 NOT VOTING: Dr. Borst, Mr. Boyd, Mr. Howard, Mr. Schneider

Proposal No. 3, 1981, was retitled FISCAL ORDINANCE NO. 16, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 1981

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1981 (City-County Fiscal Ordinance No. 73, 1980), transferring and appropriating Eight Thousand Seven Hundred Ninety-one dollars (\$8,791) in the County General Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for the 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 2.04 for 1981, be, and is hereby amended by the increases and reductions hereinafter stated for the purpose of providing funds for priorities which have developed after the 1981 Budget was prepared in June, 1980.

SECTION 2. The sum of Eight Thousand Seven Hundred Ninety-one dollars (\$8,791) 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:

WARREN TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
21. Contractual Services	\$5,291
24. Current Charges	2,500
50. Properties	<u>1,000</u>
Total Increases	<u>\$8,791</u>

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

WARREN TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
22. Supplies	\$8,791
Total Reduction	<u>\$8,791</u>

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

PROPOSAL NO. 30, 1981. Councillor Schneider stated that this proposal authorizes changes in the personnel compensation schedule of the Washington Township Trustee; it received a "do pass" recommendation from the County and Townships Committee. After brief discussion, Councillor Schneider moved for the adoption of Proposal No. 30, 1981, and it was adopted on the following roll call vote; viz:

24 YEAS: Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mrs. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Tintera, Mr. Vollmer, Mr. West

NO NAYS

5 NOT VOTING: Dr. Borst, Mr. Boyd, Mr. Jones, Mr. McGrath, Mr. Strader

Proposal No. 30, 1981, was retitled GENERAL ORDINANCE NO. 17, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 17, 1981

A GENERAL ORDINANCE amending the City-County General Ordinance No. 36, 1980, authorizing changes in the personnel schedule of the Washington Township Trustee.

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

SECTION 1. Section 9 of City-County General Ordinance No. 36, 1980, be, and is hereby amended by deleting the crosshatched portions and adding the underlined amounts as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	13,625	13,625
Township Clerk	1	11,149.8 <u>12,000</u>	11,149.8 <u>12,000</u>
Advisory Bd. Members	3	1,100	<u>3,300</u>
Clerks for Small Claims Court	3	9,143.2 <u>9,500</u>	27,429.6 <u>28,500</u>
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	19,143.2 <u>9,500</u>	19,143.2 <u>9,500</u>
Extra Compensation for Paramedics	(13)	775.0 <u>1,500</u>	10,075.0 <u>19,500</u>
Total Year Longevity Paid Holidays (6 at \$30 for 18 men)		3,240	3,240
POOR RELIEF PERSONNEL			
Suprs. of Investigation	1	11,019.30 <u>12,000</u>	11,019.30 <u>12,000</u>
Investigators (full time)	4	19,140.8 <u>9,500</u>	77,123.2 <u>38,000</u>
Investigators (Part time)		4,750	4,750
TOTAL	76		1,122,819.72 <u>1,241,314</u>

SECTION 2. This ordinance shall be in full force and effect retroactive to January 1, 1981, after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 37, 1981. Councillor West reported that this proposal authorizes changes in the personnel compensation schedule of the Marion County Superior Court, Criminal Division, Room 2. Councillor West stated that this proposal received a "do pass" recommendation from the Public Safety and Criminal Justice Committee. Councillor West stated that this proposal adjusts the salary of a bailiff because that particular position is making less than other Criminal Courts. After discussion, Proposal No. 37, 1981, was adopted on the following roll call vote; viz:

23 YEAS: Mr. Boyd, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

NO NAYS

6 NOT VOTING: Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Jones

Proposal No. 37, 1981, was retitled FISCAL ORDINANCE NO. 17, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-Council Fiscal Ordinance No. 73, 1980) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Superior Court, Criminal Division - Room 2.

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

SECTION 1. Section 2.03 (b) of the City-County Fiscal Ordinance No. 73, 1980, be amended by deleting the crosshatched portions and adding the new amounts herein:

(a) (6) MARION COUNTY SUPERIOR COURT, CRIMINAL DIVISION - ROOM 2			
PERSONNEL CLASSIFICATION	MAXIMUM NUMBER	MAXIMUM SALARY	MAXIMUM PER CLASSIFICATION
Judge	1	10,400	10,400
Court Reporter	2	14,632	29,264
Bailiff	2	11,193 12,527	23,908
Chief Clerk	1	12,625	12,625
Clerk	2	11,397	22,794 22,407
Master Commissioner			
Part-time	1	15,768	15,768
Secretary	1	11,193 12,337	11,193 12,337
Public Defenders			53,760
Temporary Help			2,500

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 \$182,969.

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

PROPOSAL NO. 57, 1981. Councillor Schneider reported that the County and Townships Committee discussed this proposal on February 17, 1981, at which time it received a "do pass" recommendation. After brief discussion, Proposal No. 57, 1981, was adopted on the following roll call vote; viz:

24 YEAS: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, 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. Page, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. West
NO NAYS

5 NOT VOTING: Dr. Borst, Mr. Jones, Mrs. Parker, Mr. Tintera, Mr. Vollmer

Proposal No. 57, 1981, was retitled FISCAL ORDINANCE NO. 18, 1981, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1981

A FISCAL ORDINANCE amending the City-County Annual Budget for 1981 (City-County Fiscal Ordinance no. 73, 1980) authorizing changes in the personnel compensation schedule (Section 2.03) of the Lawrence Township Assessor 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. 73, 1980, be amended by deleting the crosshatched portions and adding the new amounts herein:

(d) (4) LAWRENCE TOWNSHIP ASSESSOR

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Assessor	1	25,583	25,583
Chief Deputy	1	19,184	19,184
Deputy	8	18,067	61,681
Clerk	1 3	10,012	17,922
Temporary Help			11,121
Vacancy Factor			-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 services appropriation of \$135,491.

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

PROPOSAL NO. 58, 1981. Councillor Tintera reported for the Economic Development Committee that this proposal authorizes the issuance of economic development first mortgage revenue bonds for M. E. Raker Project in the amount of \$750,000; it received a "do pass" recommendation by a vote of 4-0. Councillor Tintera moved for substitution of the "Committee Recommendation" version for the introduced version of this proposal. Council consent was given for the substitution. This project will purchase the vacant 42,595 square foot Firestone Building in the Park Fletcher Industrial Park. The building will be modified and equipped to accommodate the operations in manufacturing restaurant equipment. The bond will be purchased by Fort Wayne National Bank. Councillor Tintera moved for adoption of Proposal No. 58, 1981, As Amended. Proposal No. 58, 1981, As Amended, was then adopted on the following roll call vote; viz:

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

NO NAYS

Proposal No. 58, 1981, As Amended, was retitled SPECIAL ORDINANCE NO. 3, 1981, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 3, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1980 (M. E. Raker Project)", in the aggregate principal amount of Seven Hundred and Fifty Thousand Dollars (\$750,000) and approving and authorizing other actions in respect thereof.

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 M. E. Raker as Developer, and Catalox Corporation as User, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on February 4, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities for M. E. Raker as Developer, and Catalox Corporation as User, 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, Collateral Assignment of Lease and Rentals, Lessee's Consent and Agreement To Lease Assignment, and 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 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 M. E. Raker 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 M. E. Raker to be evidenced and secured by a promissory note of M. E. Raker and the lease of the economic development facilities to Catalox Corporation will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Promissory Note, Mortgage and Indenture of Trust, Collateral Assignment of Lease and Rentals, and Lessee's Consent and Agreement To Lease Assignment, 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 (M. E. Raker Project) in the aggregate principal amount of Seven Hundred and Fifty Thousand Dollars (\$750,000) for the purpose of procuring funds to loan to M. E. Raker 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 M. E. Raker on his promissory note in the principal amount of Seven Hundred and Fifty Thousand Dollars (\$750,000) which will be executed and delivered by M. E. Raker to evidence and secure said loan, and as otherwise provided in the above described Mortgage and Indenture of Trust, Collateral Assignment of Lease and Rentals, and Lessee's Consent and Agreement To Lease Assignment. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a stated per annum rate of interest on the Bonds not to exceed 70% of the prime commercial lending rate announced by Fort Wayne National Bank at its principal office on June 30 and December 31 of each year, each change in such announced rate to be effective on the date such change is announced, until said principal sum is paid; provided that in no event shall such interest rate be less than 7% per annum, 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 are 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 (M. E. Raker 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 holders so long as any of said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 59, 1981. This proposal authorizes the issuance of economic development first mortgage revenue bonds for Havens & Kosten Project in the amount of \$300,000. Councillor Tintera reported that this proposal was heard in the Economic Development Committee, at which time it received a "do pass as amended" recommendation. Council consent was given for the amendment. K & H Sales, Inc. is currently located at 212 McCarty Street and is an independent manufacturers representative for Baldor Electric Company, a major industrial electric motor manufacturer headquartered in Fort Smith, Arkansas. The project consists of the purchase of the Epstein Bros. Salvage Yard with 45,000 square foot building and the addition of a 7,000 square foot building to be located at 550 South Capitol Avenue, which will be leased by K & H Sales, Inc. The President then called for the vote, and Proposal No. 59, 1981, As Amended, was adopted on the following roll call vote; viz:

26 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Vollmer, Mr. West

NO NAYS

3 NOT VOTING: Mr. Clark, Mr. Schneider, Mr. Tintera

Proposal No. 59, 1981, As Amended, was retitled SPECIAL ORDINANCE NO. 4, 1981, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 4, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1981 (Havens & Kosten Project)", in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000) and approving and authorizing other actions in respect thereof.

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 Vern Havens and Don Kosten, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on February 4, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Vern Havens and Don Kosten to be used by K & H Sales, Inc. 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, Guaranty Agreement, Conditional Assignment of Lease and Rentals, Lessee's Consent and Agreement To Lease Assignment, Lease, Conditional Assignment of Warehouse Commissions, and 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 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 Vern Havens and Don Kosten 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 Vern Havens and Don Kosten to be evidenced and secured by a promissory note of Vern Havens and Don Kosten 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, Promissory Note, Mortgage and Indenture of Trust, Guaranty Agreement, Conditional Assignment of Lease and Rentals, Lessee's Consent and Agreement To Lease Assignment, Conditional Assignment of Warehouse Commissions, and Lease, 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 1981 (Havens & Kosten Project) in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000) for the purpose of procuring funds to loan to Vern Havens and Don Kosten 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 Vern Havens and Don Kosten on their promissory note in the principal amount of Three Hundred Thousand Dollars (\$300,000) which will be executed and delivered by Vern Havens and Don Kosten to evidence and secure said loan, and as otherwise provided in the above described Mortgage and Indenture of Trust, Guaranty Agreement, Conditional Assignment of Lease and Rentals, Lessee's Consent and Agreement To Lease Assignment, Conditional Assignment of Warehouse Commissions and Lease. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell such bonds to the purchasers thereof at a stated per annum rate of interest on the Bonds not to exceed seventy-five percent (75%) of the prime commercial lending rate announced by Merchants National Bank & Trust Company of Indianapolis at its principal office, each change in said prime rate to be effective on the first payment date following the change in said prime rate, 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 are 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 1981 (Havens & Kosten 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 holders so long as any of said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 60, 1981. This proposal authorizes the issuance of economic development first mortgage revenue bonds for Aero Industries, Inc. in the amount of \$400,000; it received a "do pass" recommendation from the Economic Development Committee. Councillor Tintera stated that this project entails an expansion of 18,000 square feet to an existing building located at 3010 West Morris currently used for the manufacturing of trucking industry products. After discussion, Proposal No. 60, 1981, was adopted on the following roll call vote; viz:

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

NO NAYS

1 NOT VOTING: Mr. Tintera

Proposal No. 60, 1981, was retitled SPECIAL ORDINANCE NO. 5, 1981, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 5, 1981

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development First Mortgage Revenue Bonds, Series 1981 (Aero Industries, Inc. Project)", in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000) and approving and authorizing other actions in respect thereof.

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 Aero Industries, Inc., and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on February 4, 1981, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities for Aero Industries, Inc. 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, Guaranty Agreement, and 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 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 Aero Industries, Inc. 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 Aero Industries, Inc. to be evidenced and secured by a promissory note of Aero Industries, Inc. will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of Indiana Code 18-6-4.5.

SECTION 2. The forms of the Loan Agreement, Promissory Note, Guaranty 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 1981 (Aero Industries, Inc. Project) in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000) for the purpose of procuring funds to loan to Aero Industries, Inc. 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 Aero Industries, Inc. on their promissory note in the principal amount of Four Hundred Thousand Dollars (\$400,000) which will be executed and delivered by Aero Industries, Inc. to evidence and secure said loan, and as otherwise provided in the above described Mortgage and Indenture of Trust, Guaranty Agreement. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk or City Controller are authorized and directed to sell the Bonds to the purchasers thereof at a stated per annum rate of interest on the Bonds not to exceed 9¼%, 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 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 1981 (Aero Industries, Inc. 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 holders so long as any of said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 61, 1981. Councillor Tintera stated that this proposal authorizes the issuance of economic development revenue notes for Henry J. & Lorraine M. Price in the amount of \$440,000. Councillor Tintera moved that this proposal be Postponed in Council until March 9, 1981. Council consent was given.

PROPOSAL NO. 65, 1981. This proposal, which provides for an escort in funeral processions and a penalty for driving through funeral processions, was heard by the Transportation Committee and received a "do pass as amended" recommendation. Councillor McGrath moved, seconded by Councillor Howard, for substitution of the amended version. Council consent was given. Councillor Howard, sponsor of the proposal, stated that the public does not have respect for funeral processions and that this is necessary to obtain respect from the general public. Councillor Jones agreed with Councillor Howard and urged passage. Councillor Brinkman stated that she felt an ordinance was not necessary. Councillor Cottingham moved, seconded by Councillor Brinkman, to Strike this proposal. General Counsel Robert Elrod stated that there is a general penalty in the Code which applies to the ordinance that this proposal would amend with a maximum fine of \$1,000. Councillor Gilmer called for the question. Proposal No. 65, 1981, As Amended, was stricken on the following roll call vote; viz:

16 YEAS: Mrs. Brinkman, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Holmes, Mr. Miller, Mrs. Nickell, Mrs. Parker, Mr. Rhodes, Mr. Schneider, Mrs. Stewart, Mr. Tintera, Mr. West

13 NAYS: *Dr. Borst, Mr. Boyd, Mr. Campbell, Mr. Hawkins, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Page, Mr. Rader, Dr. SerVaas, Mr. Strader, Mr. Vollmer*

Councillor McGrath then moved that PROPOSAL NO. 41, 1981, providing for a penalty for driving through funeral processions, be Stricken. Council consent was given to "Strike" Proposal No. 41, 1981.

Councillor McGrath gave a report on the following proposals heard in the Transportation Committee meeting on February 18, 1981, at which time all received a "do pass" recommendation by a vote of 5-0. PROPOSAL NO. 67, 1981. This proposal designates certain streets and alleys as one-way. PROPOSAL NO. 68, 1981. This proposal provides for intersection control changes at various intersections. PROPOSAL NO. 69, 1981. This proposal changes the speed limit on County Line Road and Shelby Street. PROPOSAL NO. 70, 1981. This proposal changes on-street parking controls on various streets. PROPOSAL NO. 71, 1981. This proposal changes on-street parking controls on New Jersey Street. PROPOSAL NO. 72, 1981. This proposal provides for intersection control changes at various subdivisions. Councillor McGrath moved, seconded by Councillor Rader, for adoption of Proposal Nos. 67, 1981, through and including Proposal No. 72, 1981, and they were adopted on the following roll call vote; viz:

29 YEAS: *Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*
NO NAYS

Proposal Nos. 67, 1981, through and including Proposal No. 72, 1981, were retitled GENERAL ORDINANCE NOS. 18 through and including GENERAL ORDINANCE NO. 23, 1981, and read as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 18, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29 One-way streets and alleys.

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

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

NORTHBOUND

Gray Street, from New York to Michigan Street.

SOUTHBOUND

Dearborn Street, from Washington Street to New York Street.
Oxford Street, from Washington Street to Tenth Street.

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

CITY—COUNTY GENERAL ORDINANCE NO. 19, 1981

A GENERAL ORDINANCE establishing intersection control changes at 9 locations. (Amends Code Sec. 29-92)

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

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

Base Map	Intersection	Preferential	Type of Control
25 Pg. 24	Ralston Ave. & E. 20th St.		None
21 Pg. 1	Arquette Dr. & Baker Dr.		None
21 Pg. 1	Arquette Dr. & Conried Dr.		None
21 Pg. 1	Arquette Dr. & Conway Dr.		None
22 Pg. 3	Darkwood Dr., Woodpointe Dr. & Ridgepointe Dr.	Woodpointe Dr. & Ridgepointe Dr.	Stop
40 Pg. 1	Bahia Dr. & Hacienda Ct.	Hacienda Ct.	Yield
6 Pg. 2	Harrington Rd. & Cheltenham Rd.	Harrington Rd. (NB) & Cheltenham Rd.	Stop
48 Pg. 1	Woodford Ln. & Breeds Hill Dr.	Woodford Ln.	Stop

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

Base Map	Intersection	Preferential	Type of Control
33 Pg. 2	S. Bosart Av. & E. Orange St.	S. Bosart Av.	Stop
25 Pg. 24	Ralston Av. & E. 20th St.	Ralston Av.	Stop
21 Pg. 1	Arquette Dr. & Baker Dr.	Baker Dr.	Stop
21 Pg. 1	Arquette Dr. & Conried Dr.	Arquette Dr.	Stop
21 Pg. 1	Arquette Dr. & Conway Dr.	Arquette Dr.	Yield
22 Pg. 3	Darkwood Dr., Woodpointe Dr. & Ridgepointe Dr.	Woodpointe Dr.	Stop

40 Pg. 1	Bahia Dr. & Hacienda Ct.	Bahia Dr.	Yield
6 Pg. 2	Harrington Rd. & Cheltenham Rd.	Harrington Rd. (SB) & Cheltenham Rd.	Stop
48 Pg. 1	Woodford Ln & Breeds Hill Dr.	Breeds Hill Dr.	Stop

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

CITY—COUNTY GENERAL ORDINANCE NO. 20, 1981

A GENERAL ORDINANCE changing speed limits on 2 streets. (Amends Code Sec. 29-136.)

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

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

County Line Road, south, from Morgantown Road to Shelby Street, 40 MPH.

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, "Alteration of prima facie speed limits", be, and the same is hereby amended by the addition of the following:

County Line Road, south, from Morgantown Road to Meridian Street, 40 MPH.
County Line Road, south, from Meridian Street to Shelby Street, 35 MPH.
Shelby Street from Stop 11 Road to County Line Road, south, 40 MPH.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

CITY—COUNTY GENERAL ORDINANCE NO. 21, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", parking restrictions. (Amends Code Sec. 29-267 and 29-272)

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

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

East Ninth Street, on the south side, from Olney Street to the Interurban Railroad underpass.

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, "Parking prohibited at all times on certain streets", be, and the same is hereby amended by the addition of the following, to wit:

East Ninth Street, on the south side from Olney Street to a point
145 feet east of Olney Street.

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, "Parking time restricted on designated days", be, and the same is hereby amended by the deletion of the following, to wit:

**NINETY MINUTES
ON ANY DAY EXCEPT SUNDAY
FROM 7:00 a.m. TO 6:00 p.m.**

Robson Street, on the north side, from LaSalle Street to the Belt Railroad.

Olney Street, on the east side, from Ninth Street to Tenth Street.

Tuxedo Street, on the west side, from St. Clair Street to North Street.

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

CITY—COUNTY GENERAL ORDINANCE NO. 22, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, on-street parking controls on New Jersey Street from Washington Street to New York Street.

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

SECTION 1. Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", specifically, Section 29-268, "Stopping, Standing and Parking Prohibited at all times on certain designated streets", be, and the same is hereby amended by the deletion of the following to wit:

**New Jersey Street, on both sides, from Washington Street
to New York Street.**

SECTION 2. Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", specifically, Section 29-268, "Stopping, Standing and Parking Prohibited at all times on certain designated streets", be, and the same is hereby amended by the addition of the following to wit:

**New Jersey Street, on the east side, from Market Street
to Wabash Street.**

**New Jersey Street, on the east side, from Ohio Street
to New York Street.**

**New Jersey Street, on the west side, from Market Street
to Vermont Street.**

SECTION 3. Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", specifically, Section 29-271, "Stopping, Standing and Parking Prohibited at designated locations on certain days and hours", be, and the same is hereby amended by the deletion of the following to wit:

**ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS
FROM 6:00 AM to 9:00 AM**

**New Jersey Street, on the east side, from Vermont Street
to North Street.**

**New Jersey Street, on the west side, from North Street
to Washington Street.**

FROM 3:00 PM to 6:00 PM

New Jersey Street, on the east side, from Vermont Street
to Michigan Street.

ON ANY DAY EXCEPT SATURDAYS
SUNDAYS OR HOLIDAYS
FROM 7:00 AM to 9:00 AM

New Jersey Street, on both sides, from Fort Wayne Avenue
to Washington Street.

SECTION 4. Chapter 29, of the "Code of Indianapolis and Marion County, Indiana", specifically, Section 29-271, "Stopping, Standing and Parking Prohibited at designated locations on certain days and hours", be and the same is hereby amended by the addition of the following to wit:

ON ANY DAY
FROM 4:00 PM to 7:00 AM

New Jersey Street, on the east side, from Market Street
to Ohio Street

SECTION 5. Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", specifically, Section 29-270, "Parking Prohibited during specified hours on certain days", be, and the same is hereby amended by the addition of the following to wit:

ON ANY DAY EXCEPT SUNDAYS
FROM 7:00 AM to 6:00 PM

New Jersey Street, on the west side, from St. Clair Street
to North Street.

SECTION 6. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

CITY—COUNTY GENERAL ORDINANCE NO. 23, 1981

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

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

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

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
3 Pg. 1	Bechtel Rd. & Sorrel Dr.	Bechtel Rd.	Stop
3 Pg. 1	Box Elder Ct. & Sawleaf Rd.	Sawleaf Rd.	Yield
3 Pg. 4	Pin Oak Ct. & Sawleaf Rd.	Sawleaf Rd.	Yield
5 Pg. 1	Baron Ct. Kasteel Way, Knights Ct. & Nobel Cir.	Baron Ct. & Kasteel Way	Stop Stop
5 Pg. 2	Kasteel Way & Squire Ct.	Kasteel Way	Stop

5 Pg. 2	Kasteel Way & E. 91st St.	E. 91st St.	Stop
6 Pg. 1	Castle Farms Rd. & E. 82nd St.	E. 82nd St.	Stop
6 Pg. 1	Castle Farms Rd. & Harvest Ln.	Castle Farms Rd.	Yield
6 Pg. 1	Castle Farms Ct. & Castle Farms Rd.	Castle Farms Rd.	Yield
8 Pg. 1	Reed Rd. & Shadow Wood Dr.	Reed Rd.	Stop
8 Pg. 1	Reed Rd. & Wood Stream Dr.	Reed Rd.	Stop
8 Pg. 1	Wiltonwood Ct. & Wood Stream Dr.	Wood Stream Dr.	Yield
8 Pg. 1	Dandy Ct., Dandy Trail & Ruther Glen Way	Dandy Trail	Stop
8 Pg. 1	Kathcart Way & Ruther Glen Way	Kathcart Way	Stop
9 Pg. 2	Streamside Dr. & Zionsville Rd.	Zionsville Rd.	Stop
9 Pg. 2	Windward Way & Zionsville Rd.	Zionsville Rd.	Stop
9 Pg. 1	Latona Dr. & Windward Way	Windward Way	Stop
9 Pg. 2	Streamside Ct. & Streamside Dr.	Streamside Dr.	Yield
9 Pg. 1	Latona Dr. & Windward Ct.	Latona Dr.	Yield

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

PROPOSAL NO. 73, 1981. This proposal approves the action of the Transportation Board with respect to certain capital improvements for 1981. Councillor McGrath stated that this proposal includes many on-going programs that are currently being studied. Councillor Coughenour moved, seconded by Councillor Durnil, to "Post-pone" Proposal No. 73, 1981, until March 9, 1981; Council consent was given.

PROPOSAL NO. 75, 1981. Councillor Schneider reported that this proposal authorizes changes in the personnel schedule of the Decatur Township Trustee, and the County and Townships Committee gave it a "do pass" recommendation. Councillor Jones moved, seconded by Councillor Rhodes, to amend Proposal No. 75, 1981, by reducing the Township Clerk's salary from \$8,000 to \$7,070. Councillor Schneider voiced his opposition to this amendment, stating that this proposal was an effort to bring the positions in line with the other townships. The President then called for a vote on Councillor Jones' amendment. Proposal No. 75, 1981, was amended on the following roll call vote; viz:

17 YEAS: Dr. Borst, Mr. Boyd, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Gilmer, Mr. Jones, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rhodes, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West

11 NAYS: Mrs. Brinkman, Mr. Campbell, Mrs. Coughenour, Mr. Durnil, Mr. Hawkins, Mr. Holmes, Mrs. Journey, Mr. Rader, Mr. Schneider, Dr. SerVaas, Mrs. Stewart

1 NOT VOTING: Mr. Howard

Proposal No. 75, 1981, As Amended, was adopted on the following roll call vote; viz:

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

NO NAYS

Proposal No. 75, 1981, As Amended, was retitled GENERAL ORDINANCE NO. 24, 1981, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 1981

A GENERAL ORDINANCE amending City-County General Ordinance No. 36, 1980, authorizing changes in the personnel schedule of the Decatur Township Trustee.

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

SECTION 1. Section 3 of City-County General Ordinance No. 36, 1980, be, and is hereby amended be deleting the crosshatched portions and adding the underlined amounts as follows:

POSITION	NUMBER OF PERSONNEL	ANNUAL RATE OF COMPENSATION	TOTAL COMPENSATION
Township Trustee	1	8,800	8,800
Township Clerk	1	16,570 <u>7,070</u>	16,570 <u>7,070</u>
Advisory Board Members	3	600	1,800
Court Clerk (Chief)	1	19,800 <u>10,800</u>	19,800 <u>10,800</u>
Court Clerk	1	13,700 <u>10,300</u>	13,700 <u>10,300</u>
Judge for Small Claims Court	1	13,140	13,140
		POOR RELIEF PERSONNEL	
Supr. & Investigator	1	18,500 <u>8,500</u>	18,500 <u>8,500</u>
TOTAL	9		134,970 <u>60,410</u>

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

PROPOSAL NO. 81, 1981. This proposal revises on-street parking on the west side of Alabama Street. Councillor McGrath reported that this proposal received a "do pass" recommendation from the Transportation Committee. Councillor McGrath moved, seconded by Councillor Coughenour, for adoption of Proposal No. 81, 1981. Proposal No. 81, 1981, was adopted on the following roll call vote; viz:

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

1 NAY: Mr. Durnil

1 NOT VOTING: Mr. West

Proposal No. 81, 1981, was retitled GENERAL ORDINANCE NO. 25, 1981, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 25, 1981

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by revision of the on-street parking on the west side of Alabama Street between Market Street and Washington Street. (Amends Code Section 29-266, 29-267, 29-268, 29-271, 29-272 and 29-283).

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

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

BASE MAP	LOCATION	TYPE OF CONTROL
25 D 2	Alabama Street, on west side, from the north curb line of Washington Street to a point two hundred feet north of the north curb line of Washington Street.	Indianapolis Police Department Duty Vehicles Only

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

BASE MAP	LOCATION	TYPE OF CONTROL
25 D 2	Alabama Street, on west side, from the north curb line of Washington Street to a point two hundred feet north of the north curb line of Washington Street.	Indianapolis Police Department Duty Vehicles Only

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, "Stopping, standing and parking prohibited at designated locations on certain days and hours", be and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
From 7:00 a.m. to 9:00 a.m.

Alabama Street, on both sides, from
Washington Street to North Street

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 4:00 p.m. to 6:00 p.m.

Alabama Street, on both sides, from
Washington Street to North Street

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 3:00 p.m. to 6:00 p.m.

Alabama Street, on the east side, from
Washington Street to North Street

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

Alabama Street, on the east side, from
Vermont Street to New York Street

SECTION 5. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, "Stopping, standing or parking prohibited at all times on certain designated streets", be, and the same is hereby amended by the deletion of the following, to wit:

Alabama Street, on the east side, from
Washington Street to Court Street

SECTION 6. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-266, "Special parking privileges for certain persons of vehicles in certain locations", and in subsection (a)(1), "Any vehicles, so marked, of the city police department, the county sheriff, the state police and the United States Marshal, and no others, may park at any time in the following locations", be and the same is hereby amended by the addition of the following, to wit:

Alabama Street, on the west side, from
a point 183 feet north of the north curb
line of Washington Street to a point 30 feet
north of the north curb line of Washington
Street.

SECTION 7. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, "Stopping, standing, or parking prohibited at all times on certain designated streets", be, and the same is hereby amended by the addition of the following, to wit:

Alabama Street, on the west side, from
the south curb line of Market Street to
a point 183 feet north of the north curb
line of Washington Street.

SECTION 8. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, "Stopping, standing, and parking prohibited at designated locations on certain days and hours", be and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 6:00 a.m. to 9:00 a.m., and
From 3:00 p.m. to 6:00 p.m.

Alabama Street, on the west side, from
Ohio Street to North Street.

Alabama Street, on the east side, from
Michigan Street to North Street.

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 3:00 p.m. to 6:00 p.m.

Alabama Street, on the east side, from
Vermont Street to Michigan Street.

SECTION 9. Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County, Indiana", for violations of the sections amended by this ordinance.

SECTION 10. This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 655, 1980. Councillor Miller stated that this proposal requires the purchase of city and county offices, agencies and departments of more economical and fuel-efficient vehicles. Councillor Miller noted that this proposal was amended in the Administration Committee. Councillor Miller moved, seconded by Councillor West, the following amendment:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 655, 1980, by deleting the introduced version and substituting therefor, the proposal entitled "Proposal No. 655, 1980, As Amended".

Councillor Miller

Proposal No. 655, 1980, was amended on the following roll call vote; viz:

25 YEAS: Dr. Borst, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mr. Strader, Mr. Vollmer, Mr. West

4 NAYS: Mr. Durnil, Mr. Jones, Mrs. Stewart, Mr. Tintera

Councillor West, sponsor, stated that this proposal is recommending the departments purchase more fuel-efficient vehicles. He noted that 18 mpg would still allow departments to purchase somewhat larger cars, but would not restrict the departments in performing their services. Councillor Tintera opposed the language used in the proposal, noting that this proposal would not stop the departments from purchasing the larger automobiles if they so desired. Councillor West elucidated that this proposal only encourages the Department of Public Safety in purchasing patrol cars with an EPA test of 18 mpg and non-patrol cars at 20 mpg. After discussion, Councillor Miller moved, seconded by Councillor West, for adoption. Proposal No. 655, 1980, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Dr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Vollmer, Mr. West

2 NAYS: Mr. Durnil, Mr. Gilmer

2 NOT VOTING: Mr. Boyd, Mr. Tintera

Proposal No. 655, 1980, As Amended, was retitled SPECIAL RESOLUTION NO. 20, 1981, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 20, 1981

A SPECIAL RESOLUTION requiring the purchase by all City and County offices, agencies, and departments of more economical and fuel-efficient vehicles.

WHEREAS, it is recognized that due to rising prices and the general condition of the economy, it is imperative to operate more economical and fuel-efficient vehicles; and

WHEREAS, the National League of Cities has resolved that all member cities should implement:

- a. energy efficient driving campaigns
- b. energy efficient automobile purchases of city fleets
- c. energy efficient use of all transportation; and

WHEREAS, the Mayor of Indianapolis, as President of the National League of Cities, supports these resolutions; and

WHEREAS, both Presidents Ford and Carter have placed great emphasis on energy efficiency in their administrations; and

WHEREAS, the Conference of Local Energy Officials, a part of the National League of Cities, has concurred with the Fleet Management Association and the Petroleum Users Association in predicting that gasoline prices will reach at least \$1.50 per gallon in 1981; and

WHEREAS, statistics show that if the City purchased 97 vehicles, with gasoline prices at \$1.50 per gallon, and each car was driven 40,000 miles, then the difference in a car which received 1.6 miles per gallon greater than another car would result in a savings of \$48,880 or 32,586 gallons of gasoline; 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 encourages the Public Safety Agencies to purchase vehicles with an estimated EPA MPG of 18 for patrol vehicles and an EPA MPG of 20 for non-patrol vehicles.

SECTION 2. That a minimum estimated EPA MPG of 22 be required for the purchase of all City and County administrative vehicles.

SECTION 3. That all vehicles purchased for City and County use must be domestically made.

SECTION 4. That all City and County officials continue to cultivate energy efficient attitudes and ideas.

SECTION 5. The Mayor is invited to join in the expression of this resolution by affixing his signature hereto.

PROPOSAL NOS. 105-109, 1981. No action was taken by the Council on these proposals; they were retitled REZONING ORDINANCE NOS. 29-33, 1981, respectively, and read as follows:

**REZONING ORDINANCE NO. 29, 1981 81-Z-14 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
8125 RAWLES AVENUE, INDIANAPOLIS**
House of Prayer, by Merrill McBride, R. R. 1, Lewisville, IN, requests rezoning of 3.00 acres, being in A-2 district, to SU-1 classification to provide for church use.

**REZONING ORDINANCE NO. 30, 1981 81-Z-16 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
3440 SOUTH POST ROAD, INDIANAPOLIS**
Gary S. and Sandra J. Creed, 7513 Southeastern Av., request rezoning of 1.00 acre, being in C-6 district, to C-3 classification, to permit construction of a one-story medical office building.

**REZONING ORDINANCE NO. 31, 1981 81-Z-17 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
8510 GEORGETOWN ROAD, INDIANAPOLIS**
Wake Up Oil Co., Inc., by William A. Freihofer, requests rezoning of 5.74 acres, being in I-2-S district, to C-S classification to provide for mixed commercial uses, including offices, staging area for fuel transports, and a service station.

**REZONING ORDINANCE NO. 32, 1981 81-Z-20 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
5200 YUCATAN DRIVE, INDIANAPOLIS**
Carson City, Inc., by James C. Hilligoss, 2500 Glick Street, Lafayette, IN, requests rezoning of 18.23 acres, being in C-4 district, to D-4 classification, to permit residential development by platting.

**REZONING ORDINANCE NO. 33, 1981 81-Z-22 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
6402 CRAWFORDSVILLE ROAD, INDIANAPOLIS**
Jules Gradison, by Charles Lindback, by James R. Nickels, request rezoning of 4.80 acres, being in A-2 district, to C-6 classification, to provide for commercial use.

NEW BUSINESS

In a discussion concerning the denial of excessive levies as requested by the City, Councillor Schneider requested a report on how the Five Million Dollars is going to be made up and the particulars of how the City Administration is going to resolve this problem. Councillor Schneider requested that the Public Safety and Criminal Justice Committee discuss this matter in detail presenting the Council with the figures involved. President SerVaas instructed that the Public Safety and Criminal Justice Committee hold a Committee meeting and discuss options in every area where the City requested an excessive levy, i.e. uniform services.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting was adjourned at 9:04 p.m.

We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the City-County Council of Indianapolis-Marion County, Indiana, held at its Regular Meeting on the 23rd day of February, 1981.

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

ATTEST:


President


Clerk of the City-County Council

(SEAL)