

Municipal Code Related to IMAGIS

Chapter 131 Fees

Article VI Miscellaneous Fees

Division 2 IMAGIS Fees **Sec. 131-621. Electronic map inspection and copying**

fees.(a) The electronic map inspection and copying fees, as established by **IMAGIS** Board Resolution No. 5-1993, are hereby approved. The fees for the inspection or copying of all or any portion of the **IMAGIS** Land Base Map by non-**IMAGIS** "Participants," as that term is defined in the **IMAGIS** Services Agreement, shall consist of (a) an electronic map maintenance fee and (b) a processing fee as hereafter set forth, except as provided in paragraph (c).

(1) *Electronic map maintenance fee.* This portion of the electronic map inspection or copying fees shall consist of a charge of four cents (\$0.04) per acre per layer of data inspected or copied. If the electronic map maintenance fee for any individual request would exceed the price of a single layer of data countywide (three hundred twenty-seven thousand (327,000) acres), the person or entity making such request may request to become an "associate participant" pursuant to Article 2.7.4.2 of the service agreement and any applicable resolutions adopted by the **IMAGIS** board and in effect at the time. Pursuant to IC 5-14-3-8(k), the electronic map maintenance fee shall be waived if inspection or copying of the **IMAGIS** Land Base Map is for noncommercial purposes.

(2) *Processing fee.* This portion of the electronic map inspection or copying fees shall include all direct costs of **IMAGIS** incurred in supplying the **IMAGIS** Land Base Map in the form requested by the purchaser, including, but not limited to, a fee of fifty dollars (\$50.00) per plot where the information is provided in a hard-copy format, and a fee of fifty dollars (\$50.00) per hour or any portion thereof devoted to processing the particular request where the information is provided in digital format.

(b) Future changes in such fees made by the **IMAGIS** board in an amendment to **IMAGIS** Board Resolution No. 5-1993 shall be deemed approved by this council so long as such fees (a) are changed no more than one (1) time annually, (b) are based on no greater than one hundred (100) percent of **IMAGIS**' estimated annual direct costs of maintaining, upgrading and enhancing the **IMAGIS** Land Base Map (in addition to the direct cost of supplying all or a portion of the **IMAGIS** Land Base Map in the form requested, (c) the electronic map maintenance fee does not increase by more than \$0.005 per acre per layer annually, and (d) the fee per plot when the information is provided in a hard-copy format and the fee per hour or any portion thereof devoted to processing the particular request when the information is provided in digital format do not increase by more than ten (10) percent annually.

(c) (1) The fee for the **IMAGIS** Land Base Map in read-only nontransferable format is as follows:

1 township . . . \$75.00
4 townships . . . 255.00
9 townships . . . 505.00

(2) The fee for the **IMAGIS** Land Base Map in read-only nontransferable format is reduced as follows when the use will be only for noncommercial purposes such as public agency program support, nonprofit activities, journalism, or academic research:

1 township . . . \$33.00
4 townships . . . 112.00
9 townships . . . 221.00

(G.O. 174, 1996, § 1)

Chapter 135 Funds
Article III Non-reverting City Funds
Division 2 IMAGIS Special Projects Fund

Sec. 135-321. IMAGIS special projects fund.

There is hereby established a special nonreverting fund for the department of public works, to be designated the "**IMAGIS** special projects fund." The controller shall deposit in such fund specific revenue sources that are intended for the **IMAGIS** Consortium.

(G.O. 12, 1993, § 1)

Sec. 135-322. Nonreverting fund.

This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of the year, and no such balances shall lapse into the city general fund or be diverted directly or indirectly in any manner for any purpose other than that for which such revenues were received. Provided, however, if the revenues are in excess of the expenditures for the purposes intended, the excess shall be returned pro-rata to the sources from which such revenues originated.

(G.O. 12, 1993, § 1)

Sec. 135-323. Appropriations.

Amounts shall be paid from such fund only pursuant to appropriations authorized by the city-county council in the normal budgeting processes.

(G.O. 12, 1993, § 1)

Chapter 851 Cable Television
Article VII. General Regulatory Provisions

Sec. 851-703. Reports to be filed with board.

(a) The operator shall file and maintain with Indianapolis Mapping and Geographic Infrastructure System (**IMAGIS**) Consortium or successors true and accurate mapping data in digital format of all existing and proposed plant extensions.

(b) Upon request of the city, the operator shall file with the agency all quarterly and annual financial reports and statements required to be filed with the Securities and Exchange Commission. The operator shall also provide the agency with quarterly statements of gross revenues by category of revenue with regard to payment of franchise fees as well as an annual report of gross revenues by category of revenue from the operation of its system in the city.

(c) The operator shall file with the agency a copy of any formal communications received from or required to be filed with any other governmental agency, except tax returns and determinations, including the Federal Communications Commission, concerning the operation of its system in the city or affecting the operator's ability to perform its franchise agreement with the city.

(d) The operator shall file with the agency written evidence at least annually of payment of premiums on insurance policies required by this chapter.

(e) The operator shall file annually with the agency the equal employment opportunity reports described in Section 634 of the Act (47 U.S.C. Section 554). These reports shall be filed with the agency within thirty (30) days after the reports are filed with the Federal Communications Commission.

(f) The operator shall keep on file with the agency current copies of insurance certificates evidencing the coverages and liability limits required by this chapter.

(g) The operator shall monthly file with the agency an operations report, showing such information as changes in subscriber totals, subscribers for each tier of service, a summary of complaints, and a summary of outages.

(h) The operator shall file or keep on file with the agency any information which may be required by this Code or which the board reasonably deems necessary to ensure that the duties of the operator, its customers, the agency, and the board are carried out.

(G.O. 125, 1996, § 1)